

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Air Mail No. EV 915687877 US, on the date shown below in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: September 29, 2006 Signature: Lenay Rogus

(Lenay Rogus)

Patent  
Docket No. 532212000624

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Thomas L. CANTOR et al.

Serial No.: 10/760,091

Filing Date: January 16, 2004

For: METHODS FOR DIFFERENTIATING  
AND MONITORING PARATHYROID  
AND BONE STATUS RELATED  
DISEASES

Examiner: C. Cheu

Group Art Unit: 1641

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. A copy of document number 720 and 721 is submitted herewith. However, copies of the remaining documents were previously submitted in an Information Disclosure Statement and/or Office Action, directed to the related applications: Serial Number 09/344,639, filed June 26, 1999, now United States Patent Number 6,743,590, and Serial Number 09/231,422, filed January 14, 1999, now United States Patent Number 6,689,566, which also has Reexamination Control Numbers 90/007,685 and 90/007,732, and, accordingly, copies are not included herewith. This protocol conforms with 37

C.F.R. §1.98(d) and M.P.E.P. 609.02 (A)(2). The Examiner is requested to consider and make these documents of record in the application.

Document numbers 73-208, 229-230, 252-409, 424-456, 484-502, 582-596, 598-640, 674-675, 706-708, and 712 are from *Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory Inc. and Scantibodies Laboratory, Inc.*, U.S.D.C. for the Southern District of California, Case No. 02 CV 0046 B (LAB), appealed at the United States Court of Appeals for the Federal Circuit, Case No. 06-1087 and Case No. 06-1443.

Document numbers 209-228, 231-251, and 516-580 are from *Scantibodies Laboratory, Inc. v. Immutopics, Inc.*, currently pending in the United States District Court for the Central District of California, Case No. CV04-8871 GPS (MANx). Document numbers 231-251 were disclosed by defendants Immutopics, Inc. Document numbers 573-580 are bates stamped discovery documents from this litigation. The District Court in the *Scantibodies v. Immutopics* case issued an Order Granting Plaintiff's Motion To Stay Proceedings on September 20, 2005 (Document No. 570 of the present Form PTO/SB/08a/b).

Document numbers 457-470, 713-719, and 721 are from a reexamination proceeding of United States Patent Number 6,689,566 ("the '566 patent") requested by Scantibodies, assigned control No. 90/007,685. Document numbers 458-469 were cited as exhibits in the Request for Reexamination of the '566 patent by Scantibodies. Document numbers 482 and 483 are from another reexamination proceeding of United States Patent Number 6,689,566 ("the '566 patent"), filed by Immutopics, Inc., assigned control No. 90/007,732.

Document numbers 71-72, 478-481, 668-670, 676-679, 685, 690-694, 704-705, and 709-711 are from a reexamination proceeding of United States Patent No. 6,030,790, assigned control No. 90/007,412. Document numbers 59-65, and 471-477 are from an opposition proceeding against EP Patent No. 0 783 522. Document numbers 66-70, and 581 are from an invalidation proceeding against JP Patent No. 3457004.

Document numbers 641-663, and 720 are from the prosecution histories of the Applicants' related U.S. patent applications: US 6,743,590 B1; US2004/185536 A1;

US2004/219598 A1; US2004/229281 A1; and US2005/095631 A1. Document numbers 503-512 are from the prosecution history of the Applicants' related EP application No. 00 902 406.8-2404 (EP 1 151 307 A1 and EP 1 151 307 A4). Document numbers 513-515 are from the prosecution history of the Applicants' related Japanese Patent Application No. 2000-593958 (JP2002535622T T). Document numbers 664-667 are from the prosecution history of the Applicants' related PCT Patent Applications: WO 00/42437 A1; WO 2005/018413 A2; and WO 2005/018413 A3.

Pursuant to MPEP § 2004.13, the Applicants point out the following:

Related U.S. and foreign patents and applications

- US 6,743,590 B1 (the '590 patent) is a continuation-in-part (CIP) of the '566 patent. Applicants submit herewith certain office actions and responses to the office actions from the prosecution history of the '590 patent (Document numbers 641-652).
- US2004/185536 A1 is a continuation application of the '590 patent. Applicants submit herewith the application and the preliminary amendment. (Document numbers 653-654). Also submitted is the Restriction Requirement and Response to the Restriction Requirement (Document number 720).
- US2004/219598 A1 is a CIP application of the '590 patent. Applicants submit herewith certain office actions and responses to the office actions from the prosecution history of US2004/219598 A1, including Mr. Cantor's presentation in the February 8, 2005 interview, entitled "The Clinical Benefits of the Specific 1-84 PTH Assay that Measures PTH within the physiological Range;" as Exhibit A of the March 28, 2005 Amendment in Response to Non-Final Office Action, and Declaration of Thomas L. Cantor pursuant to 37 C.F.R § 1.132 as Exhibit A of the March 6, 2006 Amendment in Response to Non-Final Office Action. (Document numbers 655-661).

- US2004/229281 A1, the present application, is a continuation application of the '590 patent. Applicants submit herewith the application and the preliminary amendment. (Document number 662).
- US2005/095631 A1 is continuation of U.S. Patent Application No. 10/760,091, filed on January 16, 2004, now pending, which is a continuation of the '590 patent. Applicants submit herewith the application and the preliminary amendment. (Document number 663).
- EP application No. 00 902 406.8-2404 (EP 1 151 307 A1 and EP 1 151 307 A4 ) claims the priority from the '566 and the '590 patents. Applicants submit herewith certain office actions and responses to the office actions from the prosecution history of EP 1 151 307 (Document numbers 503-512).
- Japanese Patent Application No. 2000-593958 (JP2002535622T) claims the priority from the '566 and the '590 patents. Applicants submit herewith certain office actions and responses to the office actions from the prosecution history of JP2002535622T (Document numbers 513-515).
- Canadian Patent Application CA 2 360 020 A1 claims the priority from the '566 and the '590 patents. Applicants have requested the examination of the application.
- PCT application WO 00/42437 claims the priority from the '566 and the '590 patents and WO 05/01843 claims priority from U.S. Patent Application No. 10/617,489, which is a CIP of the '590 patent. Applicants submit herewith certain office actions and responses to the office actions from the prosecution history of these two applications (Document numbers 664-667).

*Scantibodies v. Immutopics*

Document numbers 209-228, 231-251, and 516-580 are from a pending civil action for patent infringement based on the '566 patent: *Scantibodies v. Immutopics*. Applicants wish to bring the Examiner's attention to the following papers from this proceeding:

- Defendants' Answer to Plaintiff's Complaint and Counterclaims, filed December 3, 2004 (Document No. 213 in the present Form PTO/SB/08a/b), in which unenforceability of the '566 patent is alleged;
- Defendants' First Amended Answer to Plaintiff's Complaint and Counterclaims, filed December 21, 2004 (Document No. 215 in the present Form PTO/SB/08a/b), in which unenforceability of the '566 patent is alleged;
- Defendants' Second Amended Answer to Plaintiff's Complaint and Counterclaims, filed December 31, 2004 (Document No. 216 in the present Form PTO/SB/08a/b), in which unenforceability of the '566 patent is alleged;
- Plaintiff's Reply to Defendants' Counterclaims, filed January 27, 2005 (Document No. 217 in the present Form PTO/SB/08a/b), in which the alleged unenforceability of the '566 patent is denied.
- References identified by *Immutopics* in its Supplemental Initial Disclosures:
  - Kohno et al., J. Clin., Lab. Anal. (1998) 12:268-275 (Document No. 243 in the present Form PTO/SB/08a/b);
  - Logue et al., Journal of Immunological Methods (1991) 137:159-166 (Document No. 244 in the present Form PTO/SB/08a/b);

- John et al., Journal of Clinical Endocrinology and Metabolism (1999) 84(11):4287-4290 (Document No. 242 in the present Form PTO/SB/08a/b);
- Gao et al., J Bone Miner Res. 2001 Apr; 16(4):605-14 (Document No. 237 in the present Form PTO/SB/08a/b); and
- Why Nichols is our PTH Vendor, submitted in Defendant's Supplemental Initial Disclosures (Document No. 250 in the present Form PTO/SB/08a/b).

#### Reexamination of the '566 patent

Scantibodies commenced a civil action for patent infringement based on the '566 patent: *Scantibodies v. Immutopics*. Both Scantibodies and Immutopics filed a Request for *Ex Parte* Reexamination of U.S. Patent 6,689,566. Applicants wish to bring the Examiner's attention to the following:

- Scantibodies requested reexamination of the '566 patent (Document No. 457 of the present Form PTO/SB/08a/b). Document Nos. 458-469 were cited as exhibits in Scantibodies' Request for Reexamination of the '566 patent. The U.S. PTO ordered the reexamination of the '566 patent based on Scantibodies' Request (control No. 90/007,685) (Document No. 470 of the present Form PTO/SB/08a/b).
- The District Court in the *Scantibodies v. Immutopics* case issued an Order Granting Plaintiff's Motion To Stay Proceedings on September 20, 2005 (Document No. 570 of the present Form PTO/SB/08a/b).
- Immutopics filed a Request for *Ex Parte* Reexamination of U.S. Patent 6,689,566 per Rule 1.501 et seq. on September 28, 2005 (Document No. 482 of the present

Form PTO/SB/08a/b). Immunotopics' Request is based on the following documents:

- US Patent No. 6,689,566 (The present application is a Continuation of US Patent No. 6,743,590, which is a Continuation-in-Part of US Patent No. 6,689,566);
- Order Re: Post Verdict Motions, filed August 30, 2005 (Document No. 456 of the present Form PTO/SB/08a/b);
- Declaration of Richard A. Lerner, M.D., In Support Of Motion For Summary Judgment Pursuant To 35 U.S.C. § 102(b) By Defendants Scantibodies Clinical Laboratory, Inc. And Scantibodies Laboratory Inc., filed February 25, 2003 (Document No. 123 of the present Form PTO/SB/08a/b);
- Declaration of J. Stuart Woodhead, Ph.D., In Support Of Motion For Summary Judgment Pursuant To 35 U.S.C. § 102(b) By Defendants Scantibodies Clinical Laboratory, Inc. And Scantibodies Laboratory Inc., filed February 25, 2003 (Document No. 124 of the present Form PTO/SB/08a/b);
- Colford, 1997 Abstract Presentation to the Endocrine Society, 79<sup>th</sup> Annual Meeting, June 11-14, 1997 at Minneapolis, Minnesota (Document Numbers 458 and 466 of the present Form PTO/SB/08a/b);
- Magerlein et al., Pharmaceutical Sciences 2 (1994) 117-194, page 142 (Document No. 40 of the present Form PTO/SB/08a/b);
- Tampe et al., Journal of Immunoassay (1992) 13(1):1-13 (Document No. 56 on the Form PTO-1449 submitted with the Information Disclosure Statement on May 4, 2004);

- Kohno et al., Journal of Clinical Laboratory Analysis (1998) 12:268-275 (Document No. 39 of the present Form PTO/SB/08a/b);
- US Patent No. 6,030,790 (Document No. 11 on the Form PTO-1449 submitted with the Information Disclosure Statement on May 4, 2004).
- The U.S. PTO ordered the reexamination of the '566 patent based on Immutopics' Request (control No. 90/007,732) (Document No. 483 of the present Form PTO/SB/08a/b).
- The U.S. PTO merged the two reexamination proceedings (control Nos. 90/007,685 and 90/007,732) on February 16, 2006 (Document No. 713 of the present Form PTO/SB/08a/b).
- Document No. 714 is a first Office Action issued in the reexamination of the '566 patent. Document No. 715 was cited in the first Office Action.
- Document No. 716 is a second Office Action from the reexamination of the '566 patent.
- Document No. 719 is the Amendment in Response to Non-Final Office Action, filed on July 24, 2006.
- The U.S. PTO issued a Final Office Action on September 21, 2006 (Document No. 721 of the present Form PTO/SB/08a/b).

*Nichols v. Scantibodies*

Nichols Institute Diagnostics Inc. (Nichols) has sued the assignee of the '566 patent, Scantibodies Laboratory, Inc. (Scantibodies) for alleged infringement of U.S. Patent No. 6,030,790 ('790 patent). The '790 patent was submitted and considered by the Examiner in the prosecution of the '566 patent and the '590 patent. The '790 patent was previously disclosed in this matter,



document No. 11 on the Form PTO-1449 submitted with the Information Disclosure Statement filed on May 4, 2004. Document numbers 73-208, 229-230, 252-409, 424-456, 484-502, 582-596, 598-640, 674-675, 706-708, and 712 are from the civil action for patent infringement based on the '790 patent: *Nichols v. Scantibodies*. Applicants wish to bring the Examiner's attention to the following papers from this proceeding:

- Order Construing Patent Claims and Terms for Jury Trial, filed March 10, 2003 (Document No. 128 in the present Form PTO/SB/08a/b);
- Order Granting Motion for Reconsideration and Confirming Original Order Construing Patent Claims Filed March 10, 2003, filed April 29, 2003 (Document No. 138 in the present Form PTO/SB/08a/b);
- Order Denying Defendants' Motion for Summary Judgment and Granting Summary Adjudication, filed June 2, 2003 (Document No. 158 in the present Form PTO/SB/08a/b);
- Notice of Decisions on Plaintiff's and Defendants' Cross Motions for Summary Judgment Regarding United States Patent No. 6,030,790 and Defendants' Motion to Stay the Trial and Defendant's Motion to Sequence Evidence of Liability and Damages at Trial, filed March 30, 2005 (Document No. 191 in the present Form PTO/SB/08a/b);
- Memorandum of Points and Authorities in Support of Nichols Institute Diagnostics, Inc.'s Motion for Summary Judgment that the '790 Patent Claims are Valid and Infringed, filed February 28, 2005 (Document No. 185 in the present Form PTO/SB/08a/b), in which prosecution of the '566 patent is discussed;
- Declaration of Joseph O. Falkinham III, Ph.D., in Support of Nichols Institute Diagnostics, Inc.'s Motion for Summary Judgment that the '790 Patent Claims are Valid and Infringed, filed February 28, 2005 (Document No. 188 in the present Form PTO/SB/08a/b), in which prosecution of the '566 patent is discussed;

- Rebuttal Expert Report of Gerald Bjorge, executed on December 20, 2004 (Document No. 206 in the present Form PTO/SB/08a/b), in which prosecution of the '566 patent is discussed;
- Rebuttal Expert Report of Claude Arnaud, executed on December 20, 2004 (Document No. 205 in the present Form PTO/SB/08a/b), in which prosecution of the '566 patent is discussed;
- Order Denying Defendants' Motion for Summary Judgment of Invalidity of United States Patent No. 6,030,790 and Granting Summary Adjudication That the Patent is Not Anticipated or Rendered Obvious By Certain Prior Art References, filed May 3, 2005 (Document No. 229 in the present Form PTO/SB/08a/b); and
- Order Denying Defendants' Motion for Summary Judgment of Noninfringement and Denying Plaintiff's Motion for Summary Judgment of Infringement of United States Patent No. 6,030,790, filed May 3, 2005 (Document No. 230 in the present Form PTO/SB/08a/b).
- After a jury trial, the U.S. District Court for the Southern District of California in San Diego entered a judgment based on the jury verdict that claims 1-25 of the '790 patent are invalid for lack of enablement, lack of written description and failure to disclose the best mode (*See* Document No. 409 of the present Form PTO/SB/08a/b);
- The Court vacated the jury verdict in an Order Re: Post-Verdict Motions, filed August 30, 2005 (Document No. 456 of the present Form PTO/SB/08a/b);
- The Court issued Settled Findings of Fact and Conclusions of Law on Inequitable Conduct and Order Adjudicating Patent Enforceable, filed October 14, 2005 (Document No. 485 of the present Form PTO/SB/08a/b);

- The Court issued an Order Granting Nichols' Motion for Entry of Permanent Injunction and Staying Injunction Pending Appeal, filed November 16, 2005 (Document No. 595 of the present Form PTO/SB/08a/b);
- Scantibodies filed an Emergency Motion To Stay Injunction and Damages/Willfulness Trial Pending Appeal on November 17, 2005 (Document No. 500 of the present Form PTO/SB/08a/b);
- December 16, 2005 Transcript of Damages Trial showing the jury verdict (Document No. 596 of the present Form PTO/SB/08a/b);
- On February 1, 2006, the Federal Circuit granted Scantibodies' motion for a stay of the injunction pending appeal (Document No. 628 of the present Form PTO/SB/08a/b);
- On September 20, 2006, the Federal Circuit reversed the district court's decision and invalidated US Patent No. 6,030,790 (Document No. 712 of the present Form PTO/SB/08a/b).
- One of the listed inventors of the '790 patent is Markus Magerlein. The Magerlein Ph.D. Dissertation and its English translation are submitted herewith (Document Nos. 417 and 418 of the present Form PTO/SB/08a/b). The Magerlein Ph.D. Dissertation discloses detection of various PTH fragments and intact PTH (1-84) apparently at a concentration of 8 to 500 pmol/l (*See* Document No. 418 at pages 59-60 (PHA003936-PHA003937)).

Reexamination of the '790 patent and opposition to Nichols' U.S. and foreign patents

- Scantibodies has requested reexamination of the '790 patent (Document No. 71 in the present Form PTO/SB/08a/b) based on the Magerlein et al., *European Journal of Pharmaceutical Sciences* Vol. 2 pt. 1/2 at 154 (Elsevier Science B.V,

September 1994) (“Magerlein Abstract”); Forssmann, et al., U.S. Patent No. 5,744,444 (“Forssmann Patent”), and Harlow and Lane, Antibodies: A Laboratory Manual, Cold Spring (1988) (Harlow Book) at pages 313-315.

- The U.S. PTO ordered the reexamination of the ‘790 patent (Document No. 72 in the present Form PTO/SB/08a/b). The Magerlein Abstract, Forssmann Patent and Harlow Book at pages 313-315 are listed as Document Nos. 40, 6, and 34, respectively, in the present Form PTO/SB/08a/b. The two other references related to the Magerlein Abstract, Mägerlein et al., *Arzneim.-Forsch./Drug Res.* (1998) 48(1):197-204 and Mägerlein et al., *Arzneim.-Forsch./Drug Res.* (1998) 48(II):783-787, were submitted and considered by the Examiner in the prosecution of the ‘566 and ‘590 patents. These two references were submitted in this matter as Document Nos. 45 and 46 on the Form PTO-1449 with the Information Disclosure Statement filed on May 4, 2004.
- The U.S. PTO issued the first non-final Office Action in the *Ex Parte* Reexamination of U.S. Patent 6,030,790 (Control No. 90/007,412) on September 28, 2005 (Document No. 478 of the present Form PTO/SB/08a/b).
- Nichols filed a First Amendment and Response to Reexamination Office Action on November 28, 2005 (Document No. 480) and a Supplemental Amendment on March 7, 2006 (Document No. 669).
- A Final Office Action was mailed by the U.S. PTO on May 11, 2006 (Document No. 679).
- Nichols filed an Amendment and Reply Under 37 CFR § 1.116 on July 10, 2006 (Document No. 685).
- The U.S. PTO issued an Ex Parte Reexamination Advisory Action on August 3, 2006 (Document No. 690).

- Nichols filed an Amendment and Reply Under 37 CFR § 1.116 and a Statement of Substance of Interview on August 16, 2006 (Document No. 704).
- Scantibodies is opposing the '790 patent's corresponding patent in Europe, EP Patent No. 0 783 522 in the EPO, and commenced an invalidation proceeding against the '790 patent's corresponding patent in Japan, JP Patent No. 3457004, in the JPO. The JPO has invalidated JP Patent No. 3457004 (Document No. 581 of the present Form PTO/SB/08a/b) (Nichols can still appeal the JPO's decision within the JPO).

Document numbers 671-673 are further publication evidences of the MAGERLEIN et al., European Journal of Pharmaceutical Sciences (1994) Vol. 2 pt. ½ at 154 (Magerlein Abstract). Document No. 671 is a receipt stamp from the National Diet Library of Japan which apparently shows that the September 1994 issue of the European Journal of Pharmaceutical Sciences was received by the library on September 26, 1995. Document No. 672 is a note from the Bibliotheque Interuniversitaire de Pharmacie in Paris which apparently indicates that the library received the September 1994 issue of the European Journal of Pharmaceutical Sciences on September 27, 1994. Document No. 673 is a copied register received from the Bibliotheque Universitaire Lyon, France which apparently indicates that the library received the September 1994 issue of the European Journal of Pharmaceutical Sciences on September 21, 1994.

Document numbers 680-682, 686-689, and 695-698 are court dockets downloaded from PACER for the litigation matters that the Applicants are a party. Document numbers 680, 681, 686-688, and 695-697 are from *Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory Inc. and Scantibodies Laboratory, Inc.*, U.S.D.C. for the Southern District of California, Case No. 02 CV 0046 B (LAB), appealed at the United States Court of Appeals for the Federal Circuit, Case No.'s 06-1087 and 06-1443. Document numbers 682, 689, and 698 are from *Scantibodies Laboratory, Inc. v. Immutopics, Inc.*, currently pending in the United States District Court for the Central District of California, Case No. CV04-8871 GPS (MANx).

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
  - ☐ A fee is required. A check in the amount of \_\_ is enclosed.
  - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the amount of \_\_ is enclosed.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

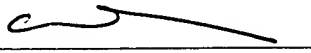
The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist;

(iii) the information, protocols, results and the like reported by third parties are accurate or enabling;  
or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 532212000624.

Dated: September 29, 2006

Respectfully submitted,

By   
Peng Chen  
Registration No.: 43,543  
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ALTERNATIVE TO PTO/SB/08a/b (06-03)

<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/760,091
				Filing Date	January 16, 2004
				First Named Inventor	Thomas L. CANTOR
				Art Unit	1641
				Examiner Name	C. Cheu
Sheet	1	of	27	Attorney Docket Number	532212000624

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	1.	US-4,751,284	06-14-1988	Forssmann	
	2.	US-4,782,044	11-01-1988	Forssmann	
	3.	US-4,895,932	01-23-1990	Forssmann	
	4.	US-5,354,900	10-11-1994	Matsuo et al.	
	5.	US-5,656,455	08-12-1997	Wood et al.	
	6.	US-5,744,444	04-28-1998	Forssmann	
	7.	US-6,743,590	06-01-2004	Cantor	
	8.	US-6,838,264	01-04-2005	Zahradnik et al.	
	9.	US-2002/0110871-A1	08-15-2002	Zahradnik et al.	
	10.	US-2004/0185536-A1	09-23-2004	Cantor	
	11.	US-2004/0219598-A1	11-04-2004	Cantor	
	12.	US-2004/0229281-A1	11-18-2004	Cantor	
	13.	US-2005/0095631-A1	05-05-2005	Cantor	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
	14.	DE-10 236 631	07-17-2003	Cantor		
	15.	WO-00/42437	07-20-2000	Cantor		
	16.	WO-03/039572	05-15-2003	Cantor		
	17.	WO-04/011607	02-05-2004	Cantor		
	18.	WO-04/028444	04-08-2004	Cantor		
	19.	WO-04/031727	04-15-2004	Cantor		
	20.	WO-05/018413	03-03-2005	Cantor		

\*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	21.	Allegro Intact PTH, directional insert for PTH kit by Nichols Institute	
	22.	CANTOR, Kidney Int. (2004) 66:461	
	23.	COEN et al., J. Lab. Clin. Med. (1993) 122:103-109	
	24.	D'AMOUR et al., Clin. Chem. (2003) 49:2037-2044	
	25.	D'AMOUR et al., Clin. Chem. (2005) 51:169-176	
	26.	ESTEPA et al., Equine Vet J. (2003) 35:291-295	

Examiner Signature	Date Considered
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sd- 301053



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				Application Number	10/760,091
				Filing Date	January 16, 2004
				First Named Inventor	Thomas L. CANTOR
				Art Unit	1641
				Examiner Name	C. Cheu
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28.	FINE and ZACHARIAS, Kidney Int. (2002) 61:2210-2217	
29.	FOURNIER et al., Nephrol. Dial. Transplant. (1999) 14:2772-2774	
30.	GAO et al., J. Bone Mineral Res. (2001) 16:605-614	
31.	GAO et al., "Recognition of the PTH(7-84) Fragment by 5 Commercial PTH 'Sandwich' Assays" presented at the ASBMR 22 <sup>nd</sup> Annual Meeting, September 22-26, 2000, Toronto, Canada	
32.	GOLTZMAN et al., J. Clin. Invest. (1980) 65:1309-1317	
33.	GOODMAN et al., Nephrol. Dial. Transplant. (2002) 17:1731-1736	
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35.	KAZAMA et al., Nephrol. Dial. Transplant. (2004) 19:892-897	
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39.	KOHNO et al., J. Clin. Lab. Anal. (1998) 12:268-275	
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41.	MARX et al., Journal of Biological Chemistry (1995) 270:15194-15202	
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43.	MONIER-FAUGERE et al., Kidney Int. (2001) 60:1460-1468	
44.	Nichols Advantage Bio-Intact PTH (1-84), Directional Insert for the test kit	
45.	NGUYEN-YAMAMOTO et al., Eur. J. Endocrinol. (2002) 147:123-131	
46.	SALOMON et al., Pediatr. Nephrol. (2001) 16:1011-1014	
47.	SANCHEZ and SALUSKY, Adv. Ren. Replace. Ther. (1996) 3:14-23 (Abstract only)	
48.	SANTAMARIA et al., Kidney Int. (2003) 64:1867-1873	
49.	SILVERBERG et al., J. Clin. Endocrinology Metab. (2003) 88:4725-4730	
50.	SLATOPOLSKY et al., Kidney Int. (2000) 58:753-761	
51.	SOUBERBIELLE et al., J. Clin. Endocrinology Metab. (2001) 86:3086-3090	
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53.	WALLER et al., "What is the parathyroid hormone level?" pamphlet	
54.	WALLER et al., Pediatr. Nephrol. (2003) 18:1242-1248	
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57.	YAMASHITA et al., Eur. J. Endocrinol. (2003) 149:301-306	
58.	YAMASHITA et al., Surgery (2004) 135:149-156	
59.	Opposition Documents against EP Patent No. 0 783 522, dated September 4, 2002	
60.	Opposition Documents against EP Patent No. 0 783 522, dated September 5, 2002	
61.	Opposition Documents against EP Patent No. 0 783 522, dated December 10, 2003	
62.	Official communication issued by the EPO on July 8, 2004 in the opposition against EP Patent No. 0 783 522	
63.	English translation of the official communication issued by the EPO on July 8, 2004 in the opposition against EP Patent No. 0 783 522	
64.	Summons to Oral Proceedings - Patent No. 95934629.7-2405/0783522 - Ref. G1263 EP/OPP OPPO.01, mailed March 18, 2005	
65.	Certified English translation of Summons to Oral Proceedings - Patent No. 95934629.7-2405/0783522 - Ref. G1263 EP/OPP OPPO.01, mailed March 18, 2005	
66.	Opposition Documents against JP Patent No. 3457004, Opposition No. 2003-73801, dated December 29, 2003	

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67.	Opposition Documents against JP Patent No. 3457004, Opposition No. 2003-73801, dated April 13, 2004	
68.	Notification of Reasons for Revocation, dated July 9, 2004	
69.	Notification of Invalid Judgment of Patent 3457004 by Japanese Patent Office, March 2005	
70.	English translation of Notification of Invalid Judgment of Patent 3457004 by Japanese Patent Office, March 2005	
71.	Request for Reexamination Under 37 C.F.R. § 1.510 for US Patent No. 6,030,790, filed February 4, 2005	
72.	Ex Parte Reexamination Communication Transmittal Form for US Patent No. 6,030,790, and Order Granting Reexamination, mailed March 30, 2005	
73.	Complaint for Patent Infringement, Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed January 8, 2002 in the United States District Court for the Southern District of California, Case No. 02 CV 0046 B (LAB)	
74.	Answer and Counterclaims of Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed May 9, 2002	
75.	Notice of Motion and Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for Nonjoinder of Co-Inventor, filed on May 16, 2002	
76.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Memorandum of Points and Authorities in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, filed May 16, 2002	
77.	Declaration of M. Andrew Woodmansee in Support of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc.'s Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, filed May 16, 2002	
78.	Plaintiff/Counterdefendant Nichols Institute Diagnostics, Inc.'s Reply to Defendants' Counterclaims, filed May 29, 2002	
79.	Defendant Scantibodies Clinical Laboratory's Initial Disclosure, filed July 16, 2002 in 02 CV 0046 B (LAB)	
80.	Nichols Institute Diagnostics, Inc.'s Initial Disclosures Pursuant to Fed. R. Civ. P. 26(a)(1), filed on July 16, 2002 in 02 CV 0046 B (LAB)	
81.	Plaintiff's Memorandum of Points and Authorities in Support of Opposition to Defendants' Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, filed July 22, 2002	
82.	Declaration of Vicki G. Norton in Support of Plaintiff's Opposition to Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, filed July 22, 2002	
83.	Declaration of James T. Carmichael in Support of Plaintiff's Opposition to Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, filed July 22, 2002	
84.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Reply in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, filed July 29, 2002	
85.	Declaration of David C. Doyle in Support of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc.'s Reply in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, filed July 29, 2002	
86.	Plaintiff's Sur-Reply in Opposition to Defendants' Reply to Plaintiff's Opposition to Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, filed August 16, 2002	
87.	Declaration of Vicki G. Norton in Support of Plaintiff's Sur-Reply in Opposition to Defendants' Reply to Opposition to Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, filed August 16, 2002	

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88.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Response to Plaintiff's Sur-Reply, filed August 20, 2002	
89.	Declaration of David C. Doyle in Support of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc.'s Response to Plaintiff's Sur-Reply, filed August 20, 2002	
90.	Order Denying as Moot Defendants' Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(f) for NonJoinder of Co-Inventor, Denying Request for Stay, and Ordering Plaintiff to File Amended Complaint, issued September 6, 2002	
91.	Amended Complaint for Patent Infringement, Case No. 02-CV-0046 B (LAB), filed September 20, 2002	
92.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Notice of Appeal, filed October 4, 2002	
93.	Notice of Document Discrepancies rejecting the original Answer and Counterclaims filed by Scantibodies on May 9, 2002, notice dated October 15, 2002	
94.	Answer and Counterclaims of Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc. to Nichols' Amended Complaint for Patent Infringement, filed October 17, 2002	
95.	Plaintiff/Counterdefendant Nichols Institute Diagnostics, Inc.'s Reply to Defendants' Counterclaims, filed November 4, 2002	
96.	Plaintiffs' Brief on Claim Construction for the '790 Patent, filed November 12, 2002	
97.	Declaration of Vicki G. Norton in Support of Plaintiffs' Brief on Claim Construction for the '790 Patent, filed November 12, 2002	
98.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Claim Construction Brief for U.S. Patent No. 6,030,790, filed November 12, 2002	
99.	Declaration of M. Andrew Woodmansee in Support of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc.'s Claim Construction Brief for U.S. Patent No. 6,030,790, filed November 12, 2002	
100.	Declaration of Dr. Richard A. Lerner in Support of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc.'s Claim Construction Brief for U.S. Patent No. 6,030,790, filed November 12, 2002	
101.	Declaration of Thomas G. Wiseman in Support of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc.'s Claim Construction Brief for U.S. Patent No. 6,030,790, filed November 12, 2002	
102.	Nichols Institute Diagnostics, Inc.'s Supplemental Brief in Support of Motion for Judgment on the Pleadings, filed December 2, 2002	
103.	Reply of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc. in Support of Motion for Reconsideration of Dismissal for Want of Jurisdiction, filed December 3, 2002	
104.	Notice of Document Discrepancies, filed December 5, 2002	
105.	Report and Recommendation, filed December 31, 2002 in United States District Court for the Southern District of Florida, Miami Division	
106.	ESRD'S Verified Motion to Tax Costs as Prevailing Party, filed January 3, 2003 in United States District Court for the Southern District of Florida, Miami Division	
107.	Plaintiff's Supplemental Brief on Claim Construction for the '790 Patent, filed January 8, 2003	
108.	Declaration of Vicki G. Norton in Support of Plaintiff's Supplemental Brief on Claim Construction for the '790 Patent, filed January 8, 2003	
109.	Declaration of Joseph O. Falkinham III, Ph.D. in Support of Plaintiffs' Supplemental Brief on Claim Construction for the '790 Patent, filed January 8, 2003	
110.	[Proposed] Order Granting Nichols Institute Diagnostics Inc.'s Ex Parte Application for Order	

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		Allowing Exhibit 9 to Plaintiff's Supplemental Brief on Claim Construction for the '790 Patent to be Filed Under Seal, filed January 8, 2003	
	111.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc.'s Supplemental Brief in Advance of Claim Construction Hearing on U.S. Patent No. 6,030,790, filed January 8, 2003	
	112.	Declaration of M. Andrew Woodmansee in Support of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Supplemental Claim Construction Brief for U.S. Patent No. 6,030,790, filed January 8, 2003	
	113.	Parties Joint Claim Construction Chart, filed January 8, 2003	
	114.	Notice of Document Discrepancies, filed January 10, 2003	
	115.	Scantibodies Clinical Laboratory Inc. and Scantibodies Laboratory Inc.'s Brief in Advance of January 30, 2003 Hearing on the Terms "Suitable Carrier" and "Peptide" for U.S. Patent No. 6,030,790, filed January 22, 2003	
	116.	Declaration of M. Andrew Woodmansee in Support of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Brief in Advance of January 30, 2003 Hearing on the Terms "Suitable Carrier" and "Peptide" for the U.S. Patent No. 6,030,790, filed January 22, 2003	
	117.	Plaintiff Nichols Institute Diagnostics, Inc.'s Second Supplemental Claim Construction Brief, filed January 22, 2003	
	118.	Declaration of Vicki G. Norton in Support of Plaintiff's Second Supplemental Brief on Claim Construction for the '790 Patent, filed January 22, 2003	
	119.	Declaration of Dr. Leonard J. Deftos in Support of Plaintiff Nichols Institute Diagnostics, Inc.'s Second Supplemental Claim Construction Brief, filed January 22, 2003	
	120.	Notice of Motion and Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b), filed February 25, 2003	
	121.	Memorandum of Points and Authorities in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed February 25, 2003	
	122.	Statement of Undisputed Material Facts in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed February 25, 2003	
	123.	Declaration of Richard A. Lerner, M.D., in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed February 25, 2003	
	124.	Declaration of J. Stuart Woodhead, Ph.D., in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed February 25, 2003	
	125.	Declaration of Andrew William Smith in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed February 25, 2003	
	126.	Declaration of Kimberly L. Briggs in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed February 25, 2003	
	127.	Declaration of Hans H. Linden in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed February 25, 2003	
	128.	Order Construing Patent Claims and Terms for Jury Trial, filed March 10, 2003	
	129.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Notice of Motion and Motion for Reconsideration of Court's March 10, 2003 Order Construing Patent Claims and	

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		Terms for Jury Trial, filed March 24, 2003	
	130.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Motion for Reconsideration of Court's March 10, 2003 Order Construing Patent Claims and Terms for Jury Trial, filed March 24, 2003	
	131.	Declaration of M. Andrew Woodmansee in Support of Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Motion for Reconsideration of Court's March 10, 2003 Order Construing Patent Claims and Terms for Jury Trial, filed March 24, 2003	
	132.	Re-Notice of Motion and Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b), or in the Alternative, 35 U.S.C. § 103(a), filed April 2, 2003	
	133.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Supplemental Memorandum of Points and Authorities in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b), or in the Alternative, 35 U.S.C. § 102(a), filed April 2, 2003	
	134.	Nichols Institute Diagnostics, Inc. Opposition to Defendants' Motion for Reconsideration of the Court's March 10, 2003 Order Construing Patent Claims and Terms for Jury Trial, filed April 8, 2003	
	135.	Declaration of Julia A. Miller in Support of Nichols Institute Diagnostics, Inc. Opposition to Defendants' Motion for Reconsideration of the Court's March 10, 2003 Order Construing Patent Claims and for Jury Trial, filed April 8, 2003	
	136.	Declaration of Dr. Leonard J. Deftos in Support of Nichols Institute Diagnostics, Inc. Opposition to Defendants' Motion for Reconsideration of Court's March 10, 2003 Order Construing Patent Claims and Terms for Jury Trial, filed April 8, 2003	
	137.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Reply to Opposition to Motion for Reconsideration of Court's March 10, 2003 Order Construing Patent Claims and Terms for Jury Trial, filed April 14, 2003	
	138.	Order Granting Motion for Reconsideration and Confirming Original Order Construing Patent Claims Filed March 10, 2003, filed April 29, 2003	
	139.	Nichols Institute Diagnostics, Inc.'s Opposition to Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) or in the Alternative 35 U.S.C. § 103(a) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed May 7, 2003	
	140.	Declaration of Julia A. Miller in Support of Nichols Institute Diagnostics, Inc.'s Opposition to Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) or in the Alternative 35 U.S.C. § 103(a) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed May 7, 2003	
	141.	Declaration of Leonard J. Deftos in Support of Nichols Institute Diagnostics' Opposition to Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b), or in the Alternative, 35 U.S.C. § 103(a), filed May 7, 2003	
	142.	Declaration of Douglas E. Olson in Support of Nichols' Application Under Federal Rule of Civil Procedure 56(f), filed May 7, 2003	
	143.	Declaration of Peter R. Munson in Support of Nichols Institute Diagnostics, Inc.'s Opposition to Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) or in the Alternative 35 U.S.C. § 103(a) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed May 8, 2003	
	144.	Nichols Institute Diagnostics, Inc.'s Response to Defendants' Statement of Undisputed Material Facts in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) or Alternatively Under 35 U.S.C. § 103(a), filed May 8, 2003	
	145.	Nichols Institute Diagnostics, Inc.'s Notice of Motion and Motion to Strike the Briggs, Linden, and Smith Declarations Submitted by Defendants in Support of Motion for Summary Judgment, filed May 8, 2003	

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146.	Nichols Institute Diagnostics, Inc.'s Memorandum in Support of Motion to Strike the Briggs, Linden, and Smith Declarations Submitted by Defendants in Support of Motion for Summary Judgment, filed May 8, 2003	
147.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Reply in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b), or in the Alternative, 35 U.S.C. § 102(a), filed May 14, 2003	
148.	Reply Declaration of M. Andrew Woodmansee in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b), or in the Alternative 35 U.S.C. § 103(a), filed May 14, 2003	
149.	Declaration of Paul Ayris in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed May 14, 2003	
150.	Declaration of Marianne Kranenborg in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., filed May 14, 2003	
151.	Declaration of Roderick Morrison in Support of Motion for Summary Judgment Pursuant to 35 U.S.C. § 102(b) by Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc, filed May 14, 2003	
152.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Opposition to Nichols' Motion to Strike Affidavits of Briggs, Linden, and Smith, filed May 14, 2003	
153.	Scantibodies Clinical Laboratory, Inc.'s and Scantibodies Laboratory, Inc.'s Evidentiary Objections to Declaration of Julia Miller, filed May 14, 2003	
154.	Nichols Institute Diagnostics, Inc.'s Notice of Motion and Motion to Strike the Kranenborg Declaration Submitted by Defendants in Support of Reply to Nichols' Opposition to Motion for Summary Judgment, filed May 16, 2003	
155.	Nichols Institute Diagnostics, Inc.'s Memorandum in Support of Motion to Strike the Kranenborg Declaration Submitted by Defendants in Support of their Reply to Nichols' Opposition to Motion for Summary Judgment, filed May 16, 2003	
156.	Nichols Institute Diagnostics, Inc.'s Errata Sheet Regarding Responses to Scantibodies' Undisputed Fact Nos. 6 and 41, filed May 20, 2003	
157.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory Inc.'s Objections to Nichols Institute Diagnostics, Inc's Errata Sheet Regarding Responses to Scantibodies' Undisputed Fact Nos. 6 and 41, filed May 21, 2003	
158.	Order Denying Defendants' Motion for Summary Judgment and Granting Summary Adjudication, filed June 2, 2003	
159.	Scantibodies' Notice of Motion and Motion for Judgment on the Pleadings for Lack of Standing and Failure to Join an Indispensable Party or, in the Alternative, to Join a Necessary Party Pursuant to FRCP 19, filed July 16, 2003	
160.	Memorandum of Points and Authorities in Support of Scantibodies' Motion for Judgment on the Pleadings for Lack of Standing and Failure to Join an Indispensable Party or, in the Alternative, to Join a Necessary Party Pursuant to FRCP 19, filed July 16, 2003	
161.	Nichols Institute Diagnostics, Inc.'s Opposition to Scantibodies' Motion for Judgment on the Pleadings for Lack of Standing and Failure to Join an Indispensable Party or, in the Alternative, to Join a Necessary Party Pursuant to FRCP 19, filed September 18, 2003	
162.	Declaration of K. Ramakrishnan, filed September 18, 2003	
163.	Declaration of Randall Ringold, filed September 18, 2003	
164.	Declaration of Dr. Michael Harder, filed September 18, 2003	
165.	Reply in Support of Scantibodies' Motion for Judgment on the Pleadings for Lack of Standing and Failure to Join an Indispensable Party or, in the Alternative, to Join a Necessary Party	

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		Pursuant to FRCP 19, filed September 24, 2003	
	166.	Declaration of Thomas Cantor in Support of Scantibodies' Motion for Judgment on the Pleadings for Lack of Standing and Failure to Join an Indispensable Party or, in the Alternative, to Join a Necessary Party Pursuant to FRCP 19, filed September 24, 2003	
	167.	Nichols Institute Diagnostics, Inc.'s Notice of Motion and Motion to Permit Service of its Supplemental Amended Complaint Under F.R.C.P. 15(d), filed November 24, 2003	
	168.	Memorandum of Points and Authorities in Support of Nichols Institute Diagnostics, Inc.'s Motion to Permit Service of its Supplemental Amended Complaint Under F.R.C.P. 15(d), filed November 24, 2003	
	169.	Order Granting Defendants' Motion on the Pleadings and Dismissing Case with Leave to Amend, filed December 1, 2003	
	170.	Nichols Institute Diagnostics, Inc.'s Notice of Motion and Motion for Leave to File Amended Complaint, filed January 26, 2004	
	171.	Nichols Institute Diagnostics, Inc.'s Memorandum of Points and Authorities in Support of its Motion for Leave to File Amended Complaint, filed January 26, 2004	
	172.	Nichols Institute Diagnostics, Inc.'s Notice of Application and Ex Parte Application for Order Sealing Exhibit 2 to its Second Amended Complaint, Exhibit A to the Declaration of Julia A. Miller in Support of Nichols Institute Diagnostics, Inc.'s Motion for Leave to File Amended Complaint, filed January 26, 2004	
	173.	Declaration of Julia A. Miller in Support of Nichols' Ex Parte Application for Order Sealing Exhibit 2 to its Second Amended Complaint, Exhibit A to the Declaration of Julia A. Miller in Support of Nichols Institute Diagnostics, Inc.'s Motion for Leave to File Amended Complaint, filed January 26, 2004	
	174.	Scantibodies' Notice of Motion and Motion for Judgment on the Pleadings for Lack of Standing and for Attorneys' Fees, filed January 26, 2004	
	175.	Memorandum of Points and Authorities in Support of Scantibodies' Motion for Judgment on the Pleadings for Lack of Standing and for Attorneys' Fees, filed January 26, 2004	
	176.	Scantibodies Laboratory, Inc., and Scantibodies Clinical Laboratory, Inc.'s Opposition to Nichols Institute Diagnostics, Inc.'s Motion to Amend Complaint, filed February 9, 2004	
	177.	Nichols Institute Diagnostics, Inc.'s Reply to Scantibodies Laboratory, Inc. and Scantibodies Clinical Laboratory, Inc.'s Opposition to Motion for Leave to File Amended Complaint, filed February 23, 2004	
	178.	Declaration of Julia A. Miller in Support of Nichols Institute Diagnostics, Inc.'s Reply to Scantibodies Laboratory, Inc. and Scantibodies Clinical Laboratory, Inc.'s Opposition to Motion for Leave to File Amended Complaint, filed February 23, 2004	
	179.	Scantibodies' Reply to Nichols Institute Diagnostics, Inc.'s Opposition to Motion for Judgment on the Pleadings for Lack of Standing and for Attorneys' Fees, filed February 23, 2004	
	180.	Order Granting Plaintiff's Motion for Leave to File a Supplemental Amended Complaint, filed March 8, 2004	
	181.	Order Denying Defendant's Motion for Judgment on the Pleadings and Denying Defendant's Motion for Attorneys' Fees, filed March 8, 2004	
	182.	Answer and Counterclaims of Defendants Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc. to Nichols' Second Amended Complaint for Patent Infringement, filed April 6, 2004	
	183.	Plaintiff/Counter-defendant Nichols Institute Diagnostics, Inc.'s Reply to Defendants' Counterclaim, filed April 26, 2004	
	184.	Notice of Motion and Motion for Nichols Institute Diagnostics, Inc.'s Motion for Summary Judgment That the '790 Patent Claims are Valid and Infringed, filed February 28, 2005	

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185.	Memorandum of Points and Authorities in Support of Nichols Institute Diagnostics, Inc.'s Motion for Summary Judgment that the '790 Patent Claims are Valid and Infringed, filed February 28, 2005	
186.	Declaration of John E. Peterson in Support of Nichols Institute Diagnostics, Inc.'s Motion for Summary Judgment that the '790 Patent Claims are Valid and Infringed, filed February 28, 2005	
187.	Declaration of Shelby J. Hall, Ph.D., in Support of Nichols Institute Diagnostics, Inc.'s Motion for Summary Judgment that the '790 Patent Claims are Valid and Infringed, filed February 28, 2005	
188.	Declaration of Joseph O. Falkinham III, Ph.D., in Support of Nichols Institute Diagnostics, Inc.'s Motion for Summary Judgment that the '790 Patent Claims are Valid and Infringed, filed February 28, 2005	
189.	Nichols Institute Diagnostics, Inc.'s Notice of and Ex Parte Application for Order to File Documents Under Seal with Motion for Summary Judgment, filed February 28, 2005	
190.	Declaration of April M. Alex in Support of Nichols' Ex Parte Application for Order to File Documents Under Seal with Motion for Summary Judgment, filed February 28, 2005	
191.	Notice of Decisions on Plaintiffs and Defendants' Cross Motions for Summary Judgment Regarding United States Patent No. 6,030,790 and Defendants' Motion to Stay the Trial and Defendants' Motion to Sequence Evidence of Liability and Damages at Trial, filed March 30, 2005	
192.	Scantibodies' Notice of Motion and Motion for Reconsideration of Order Denying Motion to Stay, or in the Alternative, Motion for Certification Under 28 U.S.C. § 1292(b), filed April 1, 2005	
193.	Memorandum of Points and Authorities in Support of Scantibodies' Motion for Reconsideration of Order Denying Motion to Stay, or in the Alternative, Motion for Certification Under 28 U.S.C. § 1292(b), filed April 1, 2005	
194.	Declaration of M. Andrew Woodmansee in Support of Scantibodies' Motion for Reconsideration of Order Denying Motion to Stay, or in the Alternative, Motion for Certification Under 28 U.S.C. § 1292(b), filed April 1, 2005	
195.	Expert Report of Michael R. Hamrell, Ph.D.	
196.	Defendants Scantibodies Clinical Laboratory, Inc., and Scantibodies Laboratory, Inc.'s Rebuttal Expert Witness Report By Steven Jones	
197.	Rebuttal Expert Report of Richard A. Lerner, M.D.	
198.	Initial Expert Report of Randolph Wall, Ph.D.	
199.	Rebuttal Expert Report of Randolph Wall, Ph.D.	
200.	Expert Report of Thomas G. Wiseman, Esq.	
201.	Supplemental Expert Report of Thomas G. Wiseman, Esq.	
202.	Rebuttal Expert Report of Thomas G. Wiseman, Esq.	
203.	Expert Report of J. Stuart Woodhead Ph.D., FRCPath	
204.	Supplemental Report of J. Stuart Woodhead Ph.D., FRCPath	
205.	Rebuttal Expert Report of Claude Arnaud, M.D., FACE	
206.	Rebuttal Expert Report of Gerald Bjorge	
207.	Expert Report of Larry W. Evans Pursuant to Rule 26(A)(2)(B), Fed. R. Civ. P.	
208.	Expert Report of L.J. Deftos, MD, JD, LLM	
209.	Complaint for Direct Patent Infringement, 35 U.S.C. § 271(a); and Inducing Patent Infringement, 35 U.S.C. § 271(b), filed October 26, 2004 in Scantibodies Laboratory, Inc. v. Immunotopics, Inc., Case No. CV04-8871 GPS (MANx) United States District Court for the	

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		Central District of California	
	210.	Plaintiff Scantibodies Laboratory, Inc.'s Certificate of Interested Parties and Corporate Disclosure Statement (Fed. R. Civ. Proc. 7.1 and Central District Local Rule 7.1-1), filed October 26, 2004	
	211.	Plaintiff Scantibodies Laboratory, Inc.'s Notice of Related Cases Pursuant to Central District Local Rule 83-1.3, filed October 26, 2004	
	212.	Report on the Filing or Determination of an Action Regarding a Patent, Filed October 26, 2004	
	213.	Defendants' Answer to Plaintiff's Complaint and Counterclaims, filed December 3, 2004	
	214.	Certification and Notice of Interested Parties, filed December 3, 2004	
	215.	Defendants' First Amended Answer to Plaintiff's Complaint and Counterclaims, filed December 21, 2004	
	216.	Defendants' Second Amended Answer to Plaintiff's Complaint and Counterclaims, filed December 31, 2004	
	217.	Plaintiff's Reply to Defendants' Counterclaims, filed January 27, 2005	
	218.	Joint Report of Rule 26(f) Conference of Counsel, filed February 7, 2005	
	219.	Civil Minutes - General, filed February 14, 2005	
	220.	Initial Rule 26(A) Disclosure by Plaintiff Scantibodies Laboratory, Inc., filed February 28, 2005	
	221.	Defendant's Initial Disclosures Pursuant to Fed. R. Civ. P. 26(a), filed February 28, 2005	
	222.	Why Nichols is our PTH Vendor, submitted in Defendant's Supplemental Initial Disclosures	
	223.	Scantibodies' First Set of Interrogatories to Defendants/Counterclaimants Immutopics, Inc. and Immutopics International, LLC (Nos. 1-14), filed March 7, 2005	
	224.	Scantibodies' First Request for Production of Documents to Defendants/Counterclaimants Immutopics, Inc. and Immutopics International, LLC (Nos. 1-63), filed March 7, 2005	
	225.	Defendants' First Set of Interrogatories to Plaintiff Pursuant to Fed. R. Civ. P. 33 (Nos. 1-4), filed March 9, 2005	
	226.	Defendants' First Request for Admissions to Plaintiff Pursuant to Fed. R. Civ. P. 36 (Nos. 1-11), filed March 9, 2005	
	227.	Defendants' First Requests for Production of Documents and Things Pursuant to Fed. R. Civ. P. 34 (Nos. 1-51), filed March 9, 2005	
	228.	Stipulation and Protective Order Regarding Confidential Information, filed March 18, 2005	
	229.	Order Denying Defendants' Motion for Summary Judgment of Invalidity of United States Patent No. 6,030,790 and Granting Summary Adjudication That the Patent is Not Anticipated or Rendered Obvious By Certain Prior Art References, filed May 3, 2005	
	230.	Order Denying Defendants' Motion for Summary Judgment of Noninfringement and Denying Plaintiff's Motion for Summary Judgment of Infringement of United States Patent No. 6,030,790, filed May 3, 2005	
	231.	Certificate of Correction pertaining to inventorship for U.S. Patent No. 6,030,790, dated August 6, 2002	
	232.	Certificate of Correction pertaining to text for U.S. Patent No. 6,030,790, dated August 27, 2002	
	233.	DELMAS et al., Molecular Immunology (1985) 22:675-679	
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249.	VISSER et al., Acta Endocrinology (1979) 90:90-102	
250.	Why Nichols is our PTH Vendor, submitted in Defendant's Supplemental Initial Disclosures	
251.	XIE and ABOU-SAMRA, Endocrinology (1998) 139:4563-4567	
252.	Subpoena in a Civil Case for Dr. Claude Arnaud, filed May 4, 2005	
253.	Subpoena in a Civil Case for Dr. Ellen Vitetta, filed May 4, 2005	
254.	Subpoena in a Civil Case for Joseph O. Falkinham, III, filed May 4, 2005	
255.	Subpoena in a Civil Case for Gerald Bjorge, filed May 4, 2005	
256.	Subpoena in a Civil Case for Larry W. Evans, filed May 4, 2005	
257.	Subpoena in a Civil Case for Dr. Wolf-Georg Forsmann, filed May 4, 2005	
258.	Subpoena in a Civil Case for Dr. Knut Adermann, filed May 4, 2005	
259.	Subpoena in a Civil Case for Dr. Dieter Hock, filed May 4, 2005	
260.	Subpoena in a Civil Case for Dr. Markus Magerlein, filed May 4, 2005	
261.	Subpoena in a Civil Case for Dr. Thomas Godemeyer, filed May 4, 2005	
262.	Subpoena in a Civil Case for Dr. Michael Harder, filed May 4, 2005	
263.	Subpoena in a Civil Case for Dr. Randy Ringold, filed May 4, 2005	
264.	Subpoena in a Civil Case for Dr. K. Ramakrishan, filed May 4, 2005	
265.	Subpoena in a Civil Case for Eva Guthrie, filed May 4, 2005	
266.	Subpoena in a Civil Case for Julie Lu, filed May 4, 2005	
267.	Nichols' Opposition to Scantibodies' Motion in Limine No. 1 (That Seeks to Exclude Dr. Hall's Experiments), filed May 5, 2005	
268.	Nichols Institute Diagnostics, Inc.'s Opposition to Scantibodies' Motion In Limine No. 2, Nichols' Opposition to Scantibodies Motion In Limine to Exclude Expert Opinion and Other Evidence Regarding Opinion of Counsel, filed May 5, 2005	
269.	Nichols Institute Diagnostics, Inc.'s Opposition to Scantibodies' Motion In Limine No. 3 to Preclude Nichols' Reliance on Doctrine of Equivalents, filed May 5, 2005	
270.	Declaration of Jane Babin in Support of Nichols Institute Diagnostics, Inc.'s Opposition to Scantibodies' In Limine Motion No. 3, filed May 5, 2005	
271.	Nichols Institute Diagnostics, Inc.'s Opposition to Scantibodies' In Limine Motion No. 5, Opposition to Scantibodies' Motion to Preclude Evidence of a Hypothetical Negotiation Between Scantibodies and Nichols, filed May 5, 2005	
272.	Declaration of April Alex in Support of Nichols Institute Diagnostics, Inc.'s Opposition to Scantibodies' In Limine Motion No. 5, filed May 5, 2005	
273.	Nichols Institute Diagnostics, Inc.'s Opposition to Scantibodies' Motion In Limine No. 7 to Exclude Evidence Regarding Medicare Billing, filed May 5, 2005	
274.	Order Granting Nichols Institute Diagnostics Inc.'s Ex Parte Application to Accept Nichols' In Limine Motion No. 21 as Timely Filed, filed May 5, 2005	
275.	Scantibodies' Opposition to Nichols' Motion in Limine No. 1, filed May 5, 2005	
276.	Scantibodies' Opposition to Nichols' Motion in Limine No. 2, filed May 5, 2005	

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277.	Scantibodies' Opposition to Nichols' Motion in Limine No. 3, filed May 5, 2005	
278.	Scantibodies' Opposition to Nichols' Motion in Limine No. 4, filed May 5, 2005	
279.	Scantibodies' Opposition to Nichols' Motion in Limine No. 5, filed May 5, 2005	
280.	Scantibodies' Opposition to Nichols' Motion in Limine No. 6, filed May 5, 2005	
281.	Scantibodies' Opposition to Nichols' Motion in Limine No. 7, filed May 5, 2005	
282.	Scantibodies' Opposition to Nichols' Motion in Limine No. 8, filed May 5, 2005	
283.	Scantibodies' Opposition to Nichols' Motion in Limine No. 10, filed May 5, 2005	
284.	Scantibodies' Opposition to Nichols' Motion in Limine No. 11, filed May 5, 2005	
285.	Scantibodies' Opposition to Nichols' Motion in Limine No. 13, filed May 5, 2005	
286.	Scantibodies' Opposition to Nichols' Motion in Limine No. 14, filed May 5, 2005	
287.	Scantibodies' Opposition to Nichols' Motion in Limine No. 15, filed May 5, 2005	
288.	Scantibodies' Opposition to Nichols' Motion in Limine No. 16, filed May 5, 2005	
289.	Scantibodies' Opposition to Nichols' Motion in Limine No. 17, filed May 5, 2005	
290.	Scantibodies' Opposition to Nichols' Motion in Limine No. 18, filed May 5, 2005	
291.	Scantibodies' Opposition to Nichols' Motion in Limine No. 19, filed May 5, 2005	
292.	Scantibodies' Opposition to Nichols' Motion in Limine No. 20, filed May 5, 2005	
293.	Stipulation and Notice of Withdrawal Regarding Four Motions In Limine, filed May 5, 2005	
294.	Supplemental Subpoena in a Civil Case for Ping Gao, filed May 6, 2005	
295.	Supplemental Subpoena in a Civil Case for Scantibodies Laboratory, Inc., filed May 6, 2005	
296.	Supplemental Subpoena in a Civil Case for Scantibodies Clinical Laboratory, Inc., filed May 6, 2005	
297.	Scantibodies' Ex Parte Application Requesting Correction of Order Denying Defendants' Motion For Summary Judgment of Invalidity, filed May 9, 2005	
298.	Declaration of Katherine L. Parker in Support of Scantibodies' Ex Parte Application Requesting Correction of Order Denying Defendants' Motion For Summary Judgment of Invalidity, filed May 9, 2005	
299.	[Proposed] Order Granting Scantibodies' Ex Parte Application Requesting Correction of Order Denying Defendants' Motion For Summary Judgment of Invalidity, filed May 9, 2005	
300.	Transcript of Motion In Limine Hearing/Pretial Conference, May 9, 2005	
301.	Transcript of Motions In Limine Hearing, May 10, 2005	
302.	Transcript of Motions In Limine Hearing, May 11, 2005	
303.	Scantibodies Clinical Laboratory, Inc., and Scantibodies Laboratory, Inc.'s Second Supplemental Exhibit List, filed May 11, 2005	
304.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Vivian Shen, filed May 11, 2005	
305.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Stephen Scheibel, filed May 11, 2005	
306.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Dr. Richard Lerner, filed May 11, 2005	
307.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Randolph Wall, Ph.D., filed May 11, 2005	
308.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Mark Gray, filed May 11, 2005	
309.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Allen Garrett, filed May 11, 2005	
310.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Steven Jones, filed May 11, 2005	

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311.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Zan Yang, filed May 11, 2005	
312.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Thomas G. Wiseman, filed May 11, 2005	
313.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Damon Cook, filed May 11, 2005	
314.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Frank Hall, filed May 11, 2005	
315.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Janet Sharp, filed May 11, 2005	
316.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Michael Nordstrom, filed May 11, 2005	
317.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Thomas Cantor, filed May 11, 2005	
318.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Dr. J. Stuart Woodhead, filed May 11, 2005	
319.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Ping Gao, filed May 11, 2005	
320.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Scantibodies Laboratory, Inc., filed May 11, 2005	
321.	Objections to Nichols' Subpoena in a Civil Case and Request for Production of Documents to Scantibodies Clinical Laboratory, Inc., filed May 11, 2005	
322.	Objections to Nichols' Supplemental Subpoena in a Civil Case and Request for Production of Documents to Ping Gao, filed May 11, 2005	
323.	Objections to Nichols' Supplemental Subpoena in a Civil Case and Request for Production of Documents to Scantibodies Laboratory Inc., filed May 11, 2005	
324.	Objections to Nichols' Supplemental Subpoena in a Civil Case and Request for Production of Documents to Scantibodies Clinical Laboratory Inc., filed May 11, 2005	
325.	Stipulation and [Proposed] Order RE Early Access to Courtroom 2 and Set Up of Audio Visual Equipment, filed May 11, 2005	
326.	Scantibodies' Proposed Voir Dire Questions, filed May 12, 2005	
327.	Nichols Proposed Voir Dire Questions, filed May 12, 2005	
328.	Transcript of Status Conference, May 12, 2005	
329.	Scantibodies' Supplemental Briefing in Support of Scantibodies' Motion in Limine No. 5 RE Timing and Parties to Hypothetical Negotiation, filed May 13, 2005	
330.	Plaintiff's Memorandum Concerning Freedom of Contract and Retroactivity (In Connection with Defendant's Motion in Limine #5), filed May 13, 2005	
331.	Nichols' Amended Exhibit List To Memorandum of Fact and Law, filed May 13, 2005	
332.	Scantibodies' Trial Brief on Inequitable Conduct, filed May 13, 2005	
333.	Response to Trial Subpoena Request For Production For Claude Arnaud, M.D., filed May 16, 2005	
334.	Response to Trial Subpoena Request For Production For Larry W. Evans, filed May 16, 2005	
335.	Response to Trial Subpoena Request For Production For Gerald H. Borge, filed May 16, 2005	
336.	Response to Trial Subpoena Request For Production For Ellen S. Vitetta, filed May 16, 2005	
337.	Response to Trial Subpoena Request For Production For Joseph O. Falkinham, filed May 16, 2005	
338.	Scantibodies Clinical Laboratory, Inc., and Scantibodies Laboratory, Inc.'s Third Supplemental	

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	Exhibit List, filed May 16, 2005	
339.	Notice of Deposition of Allan Garret, filed May 16, 2005	
340.	Notice of Deposition of Stephen Jones, filed May 16, 2005	
341.	Notice of Document Discrepancies, Supplemental Exhibit List, filed by Scantibodies, May 17, 2005	
342.	Notice of Document Discrepancies, Supplemental Briefing, filed by Scantibodies, May 17, 2005	
343.	Scantibodies' Objections to Nichols' Amended Exhibit List, filed May 17, 2005	
344.	Bench Trial Transcript – Volume I, May 16, 2005	
345.	Bench Trial Transcript – Volume II, May 17, 2005	
346.	Bench Trial Transcript – Volume III, May 18, 2005	
347.	Bench Trial Transcript – Volume IV, May 19, 2005	
348.	Bench Trial Transcript – Volume V, May 23, 2005	
349.	Bench Trial Transcript – Volume VI, May 24, 2005	
350.	Bench Trial Transcript – Volume VII, May 25, 2005	
351.	Bench Trial Transcript – Volume VIII, May 27, 2005	
352.	Order on Motion In Limine Nichols No. 3, filed May 19, 2005	
353.	Nichols' Objections to Scantibodies' Amended Exhibit Lists, filed May 20, 2005	
354.	[Proposed] Jury Instructions of Plaintiff Nichols, filed May 25, 2005	
355.	Nichols Institute Diagnostics, Inc.'s [Proposed] Verdict Form Regarding Infringement and Validity, filed May 25, 2005	
356.	Nichols Institute Diagnostics, Inc.'s [Proposed] Verdict Form Regarding Damages and Willfulness, filed May 25, 2005	
357.	Scantibodies' Notice of Motion and Motion for Judgment on Inequitable Conduct and Invalidity, filed May 25, 2005	
358.	Scantibodies' Memorandum of Points and Authorities in Support of Motion for Judgment on Inequitable Conduct and Invalidity, filed May 25, 2005	
359.	Declaration of Katherine L. Parker in Support of Scantibodies' Motion for Judgment on Inequitable Conduct and Invalidity, filed May 25, 2005	
360.	Scantibodies' Proposed Jury Instructions, filed May 25, 2005	
361.	Scantibodies' Proposed Jury Instructions on Damages and Willfulness, filed May 25, 2005	
362.	Scantibodies' Proposed Special Verdict Form, filed May 25, 2005	
363.	Scantibodies' Proposed Special Verdict Form on Damages and Willfulness, filed May 25, 2005	
364.	Notice of Document Discrepancies, Supplemental Exhibit List filed by Scantibodies, May 26, 2005	
365.	Scantibodies' Brief Regarding Materiality of Rejection by Foreign Patent Office, filed May 26, 2005	
366.	Scantibodies' Bench Memorandum Requesting Corrective Jury Instruction, filed May 26, 2005	
367.	Nichols' Second Amended Exhibit List to Memorandum of Fact and Law, filed May 27, 2005	
368.	Jury Trial Transcript – Day 1, May 25, 2005	
369.	Jury Trial Transcript – Day 2, May 26, 2005	
370.	Jury Trial Transcript – Day 3, May 31, 2005	
371.	Jury Trial Transcript – Day 4, June 1, 2005	
372.	Jury Trial Transcript – Day 5, June 2, 2005	
373.	Jury Trial Transcript – Day 6, June 6, 2005	
374.	Jury Trial Transcript – Day 7, June 7, 2005	
375.	Jury Trial Transcript – Day 8, June 8, 2005	

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376.	Jury Trial Transcript – Day 9, June 9, 2005	
377.	Jury Trial Transcript – Day 10, June 13, 2005	
378.	Jury Trial Transcript – Day 11, June 14, 2005	
379.	Jury Trial Transcript – Day 12, June 15, 2005	
380.	Jury Trial Transcript – Day 13, June 16, 2005	
381.	Jury Trial Transcript – Day 14, June 20, 2005	
382.	Jury Trial Transcript – Day 15, June 21, 2005	
383.	Jury Trial Transcript – Day 16, June 22, 2005	
384.	Jury Trial Transcript – Day 17, June 23, 2005	
385.	Jury Trial Transcript – Day 18, June 27, 2005	
386.	Scantibodies' Proposed Supplemental Jury Instruction Regarding "Idea" of a Patent, filed June 2, 2005	
387.	Notice of Document Discrepancies, Second Amended Exhibit List, filed by Nichols Institute, June 3, 2005	
388.	Nichols' Third Amended Exhibit List to Memorandum of Fact and Law, filed June 5, 2005	
389.	Nichols Institute Diagnostics, Inc.'s Notice of and Ex Parte Application for Order to File Third Amended Exhibit List to Memorandum of Fact and Law, filed June 6, 2005	
390.	Declaration of April M. Alex in Support of Nichols' Ex Parte Application for Order to File Third Amended Exhibit List to Memorandum of Fact and Law, filed June 6, 2005	
391.	[Proposed] Order Granting Nichols Institute Diagnostics, Inc.'s Ex Parte Application to File Its Third Amended Exhibit List to Memorandum of Fact and Law, filed June 6, 2005	
392.	Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.'s Fourth Supplemental Exhibit List, filed June 6, 2005	
393.	Scantibodies' Second Proposed Supplemental Jury Instruction (Regarding Inventorship), filed June 8, 2005	
394.	Scantibodies' Amended Proposed Special Verdict Form, filed June 8, 2005	
395.	Nichols Institute Diagnostics, Inc.'s Notice of and Ex Parte Application for Order to File Its [Proposed] Second Supplemental Jury Instructions of Plaintiff Nichols, filed June 9, 2005	
396.	Declaration of Joshua G. Gigger in Support of Nichols' Ex Parte Application for Order to File [Proposed] Second Supplemental Jury Instructions of Plaintiff Nichols, filed June 9, 2005	
397.	[Proposed] Second Supplemental Jury Instructions of Plaintiff Nichols, filed June 9, 2005	
398.	[Proposed] Order Granting Nichols Institute Diagnostics, Inc.'s Ex Parte Application to File [Proposed] Second Supplemental Jury Instructions of Plaintiff Nichols, filed June 9, 2005	
399.	Deposition of Knut Adermann, Exhibit No. 11	
400.	Deposition of James T. Carmichael, Exhibit No. 15	
401.	Deposition of Roger T. Frost, Exhibit No. 18	
402.	Deposition of Allen Garrett, Exhibit No. 20	
403.	Deposition of Allen Garrett Vol. 2, Exhibit No. 21	
404.	Deposition of Michael Harder, Exhibit No. 23	
405.	Deposition of Dieter Hock, Exhibit No. 24	
406.	Deposition of Hartmut H. Malluche, No. 27	
407.	Deposition of Vivian Shen, Exhibit No. 34	
408.	Deposition of Ellen S. Vitetta, Exhibit No. 35	
409.	Judgment Following Court and Jury Trial, Filed June 29, 2005	
410.	BROSSARD et al., Journal of Clinical Endocrinology and Metabolism (1993) 77:413-419	
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413.	FUHR et al., Klin Wochenschr (1955) 33:729-730	
414.	FUJIMORI et al., Therapeutic Apheresis and Dialysis (2004) 8(6):474-479	
415.	K/DOQI Clinical Practice Guidelines for Bone Metabolism and Disease in Chronic Kidney Disease, Draft Guideline Statements and Treatment Algorithms, February 2003	
416.	KOHLER and MILSTEIN, Nature (1975) 256:495-497	
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419.	MALLUCHE, The Importance of Bone Health in ERSD: Out of the Frying Pan, Into the Fire?, World Congress on Nephrology, Berlin, Germany, June 2003	
420.	MAYER et al., Endocrinology (1979) 104:1778-1784	
421.	WATSON et al., Molecular Biology of the Gene, 4 <sup>th</sup> edition, (1987) The Benjamin/Cummings Pub. Co., page 224	
422.	WOOD et al., PNAS USA (1985) 82:1585-1588	
423.	WOODHEAD, Clin. Biochem. (1990) 23:17-21	
424.	Scantibodies' Notice of Motion and Motion For Summary Judgment of Invalidity and Noninfringement, filed February 18, 2005	
425.	Declaration of Randolph Wall, PHD in Support of Scantibodies' Memorandum of Points and Authorities in Support of Motion for Summary Judgment of Invalidity and Noninfringement, filed February 18, 2005	
426.	Declaration of Dr. Wolf Grosskopf in Support of Motion For Summary Judgment of Invalidity and Noninfringement, filed February 18, 2005	
427.	[Proposed] Order Granting Scantibodies' Motion for Summary Judgment of Invalidity and Noninfringement, filed February 18, 2005	
428.	Declaration of K. Ramakrishnan, PH.D. in Support of Nichols Institute Diagnostics, Inc.'s Opposition to Motion For Summary Judgment of Invalidity and Non-Infringement, filed March 7, 2005	
429.	Declaration of Eva Guthrie in Support of Nichols Institute Diagnostics, Inc.'s Opposition to Motion For Summary Judgment of Invalidity and Non-Infringement, filed March 7, 2005	
430.	Declaration of John E. Peterson in Support of Nichols Institute Diagnostics, Inc.'s Opposition to Motion For Summary Judgment of Invalidity and Non-Infringement, filed March 7, 2005	
431.	Reply Memorandum of Points and Authorities in Support of Scantibodies' Motion For Summary Judgment of Invalidity and Noninfringement, filed March 14, 2005	
432.	Notice Of Motion and Motion For Nichols Institute Diagnostics, Inc.'s Renewed Motion For Judgment As A Matter Of Law, filed July 13, 2005	
433.	Memorandum Of Points And Authorities In Support Of Nichols Institute Diagnostics, Inc.'s Renewed Motion For Judgment As A Matter Of Law, filed July 13, 2005	
434.	Declaration of April M. Alex In Support Of Nichols Institute Diagnostics, Inc.'s Renewed Motion For Judgment As A Matter Of Law, filed July 13, 2005	
435.	[Proposed] Order Granting Nichols Institute Diagnostics, Inc.'s Renewed Motion For Judgment As A Matter Of Law, filed July 13, 2005	
436.	Memorandum Of Points And Authorities In Support Of Nichols Institute Diagnostics, Inc.'s Motion For A New Trial, filed July 13, 2005	
437.	Declaration of Charles B. Cohler In Support Of Nichols Institute Diagnostics, Inc.'s Motion For A New Trial, filed July 13, 2005	
438.	Declaration of Julia A. Miller In Support Of Nichols Institute Diagnostics, Inc.'s Motion For A	

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				Application Number	10/760,091
				Filing Date	January 16, 2004
				First Named Inventor	Thomas L. CANTOR
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		New Trial, filed July 13, 2005	
	439.	Scantibodies' Notice of Motion and (1) Motion For Relief From Judgment of Infringement As To Claims 17 and 21 and (2) Renewed Motion For Judgment As A Matter Of Law, filed July 14, 2005	
	440.	Scantibodies' Memorandum Of Points And Authorities In Support Of (1) Motion For Relief From Judgment of Infringement As To Claims 17 and 21 and (2) Renewed Motion For Judgment As A Matter Of Law, filed July 14, 2005	
	441.	Declaration of M. Andrew Woodmansee In Support Of (1) Motion For Relief From Judgment of Infringement As To Claims 17 and 21 and (2) Renewed Motion For Judgment As A Matter Of Law, filed July 14, 2005	
	442.	Declaration of M. Andrew Woodmansee In Support Of Scantibodies' Application To Tax Costs, filed July 14, 2005	
	443.	Scantibodies' Consolidated Opposition To Nichols' Motion For Judgment As A Matter Of Law And Nichols' Motion For New Trial, filed August 1, 2005	
	444.	Declaration Of M. Andrew Woodmansee In Support Of Scantibodies' Consolidated Opposition To Nichols' Motion For Judgment As A Matter Of Law And Nichols' Motion For New Trial, filed August 1, 2005	
	445.	Nichols Institute Diagnostics, Inc.'s Opposition To Scantibodies' (1) Motion For Relief From Judgment Of Infringement As To Claims 17 and 21 And (2) Motion For Judgment As A Matter Of Law, filed August 1, 2005	
	446.	Declaration of April M. Alex In Support Of Nichols Institute Diagnostics, Inc.'s Opposition To Scantibodies' (1) Motion For Relief From Judgment Of Infringement As To Claims 17 and 21 And (2) Motion For Judgment As A Matter Of Law, filed August 1, 2005	
	447.	[Proposed] Order Denying Scantibodies' Motion For Judgment As A Matter Of Law, filed August 1, 2005	
	448.	Opposition Of Nichols Institute Diagnostics, Inc. To Application To Tax Costs, filed August 1, 2005	
	449.	Scantibodies' Reply Brief In Support Of (1) Motion For Relief From Judgment Of Infringement As To Claims 17 and 21 And (2) Renewed Motion For Judgment As A Matter Of Law, filed August 8, 2005	
	450.	Declaration of M. Andrew Woodmansee In Support Of Scantibodies' Reply Brief In Support Of (1) Motion For Relief From Judgment Of Infringement As To Claims 17 and 21 And (2) Renewed Motion For Judgment As A Matter Of Law, filed August 8, 2005	
	451.	Nichols Institute Diagnostics, Inc.'s Reply To Scantibodies' Opposition To Nichols Renewed Motion For Judgment As A Matter Of Law, filed August 8, 2005	
	452.	Declaration of April M. Alex In Support Of Nichols Institute Diagnostics, Inc.'s Reply To Scantibodies' Opposition To Nichols Renewed Motion For Judgment As A Matter Of Law, filed August 8, 2005	
	453.	Reply To Scantibodies' Opposition To Nichols Motion For A New Trial, filed August 8, 2005	
	454.	Declaration Of Katherine L. Parker In Support Of Scantibodies' Opposition To Nichols' Motion To Retax Costs, filed August 23, 2005	
	455.	Reply Memorandum In Support Of Nichols Institute Diagnostics, Inc.'s Motion To Retax Costs, filed August 29, 2005	
	456.	Order Re: Post-Verdict Motions, filed August 30, 2005	
	457.	Request For Ex Parte ReExamination of United States Patent Number 6,689,566, filed August 22, 2005	
	458.	COLFORD et al., The Endocrine Society, Programs & Abstracts, 79th Annual Meeting, June 11-14, 1997, Minneapolis Minnesota, "Isolation and Characterization of Large Molecular	

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				Art Unit	1641
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	Weight Fragments of PTH"	
459.	COLFORD et al., J. Bone & Miner. Res. (1997) 12(Supp. 1):S318 (F368)	
460.	COLFORD et al., Clin. Chem. (1997) 43(6):S189 (381)	
461.	COLFORD et al., 10th International Congress of Endocrinology Program and Abstracts (1996), entitled "Data Suggesting the Presence of a Circulating Inhibitor to PTH"	
462.	COLFORD et al., Meeting of the Endocrine Society (1996), entitled "Comparing Specificity For Intact Human Parathyroid Hormone Between INCSTAR PTHSP and Nichols Intact PTH Assays"	
463.	KOHNO et al., J. Clin. Lab. Anal. (1998) 12:268-275	
464.	Defendants' Second Amended Answer To Plaintiff's Complaint And Counterclaims, filed December 31, 2004	
465.	Letter from Immutopics' counsel to Scantibodies' counsel dated August 5, 2005	
466.	COLFORD 1997 Abstract Presentation	
467.	JENSEN et al., poster from the 1996 Annual Meeting of the Endocrine Society, San Francisco, CA, entitled "Comparing Specificity For Intact Human Parathyroid Hormone Between INCSTAR PTHSP and Nichols Intact PTH Assays"	
468.	Declaration of John Colford	
469.	GAO et al., J. Bone Miner. Res. (2001) 16(4):605-614	
470.	Order Granting Request For Ex Parte Reexamination for U.S. Patent No. 6,689,566, mailed on September 14, 2005, control No. 90/007,685	
471.	Written Submissions In Preparation Of The Oral Proceedings Scheduled For November 15, 2005, submissions dated September 15, 2005	
472.	Petition Filed by Von Kreisler Selling Werner with the European Patent Office on 15 September 2005	
473.	English Translation of the Petition Filed by Von Kreisler Selling Werner with the European Patent Office on 15 September 2005	
474.	Official Communication by the European Patent Office on 29 September 2005	
475.	English Translation of the Official Communication by the European Patent Office on 29 September 2005	
476.	Petition filed by Patentee in response to the Official Communication dated September 29, 2005 (in German)	
477.	Brief Communication from the Opposition Division dated October 5, 2005 (in German)	
478.	Office Action in Ex Parte Reexamination of U.S. Patent 6,030,790, Control No. 90/007,412, mailed on September 28, 2005	
479.	HARLOW et al., Antibodies, 1988, pp. 366, 428, 584, and 579	
480.	First Amendment and Response to Reexamination Office Action, filed November 28, 2005	
481.	Information Disclosure Statement for Reexamination No. 90/007,412, filed November 28, 2005	
482.	Request for Ex Parte Reexamination of U.S. Patent 6,689,566 per Rule 1.501 et seq., filed on September 28, 2005 by Immutopics	
483.	Order Granting Request for Reexamination of U.S. Patent 6,689,566, mailed on October 27, 2005, control No. 90/007,732	
484.	Declaration of John E. Peterson in Support of Nichols Institute Diagnostics. Inc.'s Motion for Permanent Injunction, filed September 22, 2005	
485.	Settled Findings of Fact and Conclusions of Law on Inequitable Conduct and Order Adjudicating Patent Enforceable, filed October 14, 2005	
486.	Scantibodies' Memorandum of Points and Authorities in Support of Opposition to Nichols' Motion for Permanent Injunction, filed October 14, 2005	

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				First Named Inventor	Thomas L. CANTOR
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487.	Declaration of Katherine L. Parker in Support of Scantibodies' Opposition to Nichols' Motion for Permanent Injunction, filed October 14, 2005	
488.	Declaration of Allen Garrett in Support of Scantibodies' Opposition to Nichols' Motion for Permanent Injunction, filed October 14, 2005	
489.	Declaration of Dr. Hartmut Malluche in Support of Scantibodies' Opposition to Nichols' Motion for Permanent Injunction, filed October 14, 2005	
490.	Declaration of Dr. Richard Amerling in Support of Scantibodies' Opposition to Nichols' Motion for Permanent Injunction, filed October 14, 2005	
491.	Declaration of Dr. James Tumlin in Support of Scantibodies' Opposition to Nichols' Motion for Permanent Injunction, filed October 14, 2005	
492.	Declaration of Dr. Hassan Fehmi in Support of Scantibodies' Opposition to Nichols' Motion for Permanent Injunction, filed October 14, 2005	
493.	Declaration of Dr. Clarence Wheeler in Support of Scantibodies' Opposition to Nichols' Motion for Permanent Injunction, filed October 14, 2005	
494.	Nichols Institute Diagnostics, Inc.'s Reply Motion for a Permanent Injunction, filed October 24, 2005	
495.	Declaration of Dr. Delbert A. Fisher in Support of Nichols Institute Diagnostics, Inc.'s Reply Motion for a Permanent Injunction, filed October 24, 2005	
496.	Declaration of Dr. Claude Arnaud in Support of Nichols Institute Diagnostics, Inc.'s Reply Motion for a Permanent Injunction, filed October 24, 2005	
497.	Declaration of Katherine L. Parker in Support of Opposition To Nichols' Motion For Clarification of the Court's Order Dated August 30, 2005 Regarding Motion In Limine No. 5, filed October 24, 2005	
498.	Nichols Institute Diagnostics, Inc.'s Objections To and Ex Parte Application to Strike Statements Filed in Support of Scantibodies' Opposition to Nichols' Motion for a Permanent Injunction, filed October 25, 2005	
499.	Scantibodies' Opposition to Nichols' Objections To and Ex Parte Application to Strike Statements Filed in Support of Scantibodies' Opposition to Nichols' Motion for a Permanent Injunction, filed October 27, 2005	
500.	Scantibodies' Emergency Motion To Stay Injunction and Damages/Willfulness Trial Pending Appeal, filed November 17, 2005	
501.	Appellant's Appendix to Scantibodies' Emergency Motion To Stay Injunction and Trial Pending Appeal, filed November 17, 2005	
502.	Federal Circuit Appeal Information Sheet, filed November 17, 2005	
503.	Office Action – Examination Report dated July 14, 2003 for EP application No. 00 902 406.8-2404	
504.	Response to Office Action – Examination Report dated July 14, 2003, response dated January 23, 2004	
505.	Office Action – Examination Report dated March 16, 2004, for EP application No. 00 902 406.8-2404	
506.	Response to Office Action – Examination Report dated March 16, 2004, response dated September 8, 2004	
507.	Office Action – Examination Report dated May 6, 2005, for EP application No. 00 902 406.8-2404	
508.	Written Submissions prior to the Oral Proceedings, dated September 15, 2005	
509.	Letter from counsel following phone conference with examiner and in anticipation of Oral Proceedings, dated October 4, 2005	

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				First Named Inventor	Thomas L. CANTOR
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510.	Result of Consultation of September 29, 2005, dated October 12, 2005	
511.	Result of Consultation of October 4, 2005, dated October 12, 2005	
512.	Minutes of the Oral Proceedings on October 17, 2005, dated November 9, 2005	
513.	Official Action (and English Translation) for Japanese Patent Application No. 2000-593958, mailed on August 13, 2004	
514.	Partial Translation of the Response filed February 9, 2005	
515.	Decision of Rejection (and English Translation) for Japanese Patent Application No. 2000-593958, mailed on August 9, 2005	
516.	Plaintiff's Responses To Defendants' First Set Of Interrogatories Pursuant To Fed. R. Civ. P. 33 (Nos. 1-4), filed April 22, 2005	
517.	Plaintiff's Responses To Defendants' First Set Of Requests For Admissions Pursuant To Fed. R. Civ. P. 36 (Nos. 1-11), filed April 22, 2005	
518.	Defendants' Second Request For Admissions To Plaintiff Pursuant To Fed. R. Civ. P. 36 (No. 12-21), filed June 8, 2005	
519.	Application For An Order For The Issuance Of Letter Rogatory; Memorandum Of Points And Authorities; Declaration Of Dan P. Sedor, filed June 9, 2005	
520.	Letter Rogatory, filed June 9, 2005	
521.	Scantibodies' Second Set Of Interrogatories To Defendants/Counterclaimants Immutopics, Inc. And Immutopics International, LLC (Nos. 15-19) filed June 10, 2005	
522.	Scantibodies' Second Request For Production Of Documents To Defendants/Counterclaimants Immutopics, Inc. And Immutopics International, LLC (Nos. 64-69) filed June 10, 2005	
523.	Scantibodies' First Request For Admissions To Defendants/Counterclaimants Immutopics, Inc. And Immutopics International, LLC (Nos. 1-110), filed June 10, 2005	
524.	Objections Of Third-party Respondent Richard E. Reitz, M.D., filed June 13, 2005	
525.	Notice Of Deposition Of Scantibodies Laboratory, Inc. Pursuant To F.R.C.P. 30(b)(6), filed June 17, 2005	
526.	Scantibodies' Third Request For Production Of Documents To Defendants/Counterclaimants Immutopics, Inc. And Immutopics International, LLC (No. 70) filed July 1, 2005	
527.	Plaintiff/Counterdefendant's Objections To Defendant/Counterclaimant's Deposition Notice Pursuant To F.R.C.P. 30(B)(6), filed July 8, 2005	
528.	Plaintiff's Responses To Defendants' Second Set Of Interrogatories Pursuant To Fed. R. Civ. P. 33 (No. 5), filed July 12, 2005	
529.	Responses To Defendants' Second Request For Admissions To Plaintiff Pursuant To Fed. R. Civ. P. 36 (Nos. 12-21), filed July 12, 2005	
530.	Defendants' Third Request For Admissions To Plaintiff Pursuant To Fed. R. Civ. P. 36 (Nos. 22-23), filed July 12, 2005	
531.	Defendants/Counterclaimants' Response To Scantibodies' First Requests For Admissions (Nos. 1-110), filed July 12, 2005	
532.	Defendants/Counterclaimants' Response To Scantibodies' Second Request For Production Of Documents (Nos. 64-69), filed July 13, 2005	
533.	Defendants' Fourth Request For Admissions To Plaintiff Pursuant To Fed. R. Civ. P. 36 (Nos. 24-37), filed July 15, 2005	
534.	Objections To Subpoena And Notice Of Deposition Of Peng Chen, filed July 25, 2005	
535.	Defendants' Fifth Request For Admissions To Plaintiff Pursuant To Fed. R. Civ. P. 36 (Nos. 38-47), filed July 27, 2005	
536.	Scantibodies' Third Set Of Interrogatories To Defendants/Counterclaimants Immutopics, Inc.	

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	And Immutopics International, LLC (Nos. 20-24), filed August 1, 2005	
537.	Scantibodies' Second Request For Admissions To Defendants/Counterclaimants Immutopics, Inc. And Immutopics International, LLC (Nos. 111-276), filed August 1, 2005	
538.	Scantibodies' Fourth Request For Production Of Documents And Things To Defendants/Counterclaimants Immutopics, Inc. And Immutopics International, LLC (Nos. 71-88), filed August 1, 2005	
539.	Defendants/Counterclaimants' Response To Scantibodies' Third Request For Production Of Documents (No. 70), filed August 1, 2005	
540.	Plaintiff's Response To Defendants' Third Request For Admissions Pursuant To Fed. R. Civ. P. 36 (Nos. 22-23), filed August 11, 2005	
541.	Plaintiff's Response To Defendants' Fourth Request For Admissions Pursuant To Fed. R. Civ. P. 36 (Nos. 24-37), filed August 15, 2005	
542.	Notice Of Service Deposition Subpoena And Subpoena Duces Tecum On Michael A. Levine, filed August 16, 2005	
543.	Notice Of Service Subpoena Duces Tecum On Lori J. Sokoll, filed August 16, 2005	
544.	Notice Of Service Of Subpoena Duces Tecum On Diasorin Inc., filed August 16, 2005	
545.	Notice Of Service Of Subpoena Duces Tecum On The Johns Hopkins Medical Institutions, filed August 16, 2005	
546.	Defendants/Counterclaimants' Response To Scantibodies' Second Set Of Interrogatories (Nos. 15-19), filed August 16, 2005	
547.	Notice Of Service Of Deposition Subpoena And Subpoena Duces Tecum on John W. Colford, filed August 17, 2005	
548.	Notice Of Service Of Deposition Subpoena And Subpoena Duces Tecum on Michael Salvati, filed August 17, 2005	
549.	Declaration Of M. Andrew Woodmansee In Support Of Motion To Quash Immutopics' Subpoena To Third-Party Dr. Richard Lerner And For Attorneys' Fees, filed August 18, 2005	
550.	Notice Of Service Of Deposition Subpoena And Subpoena Duces Tecum On Gordon D. Macfarlane, filed August 18, 2005	
551.	Declaration Of John Colford, dated August 18, 2005	
552.	Memorandum Of Points And Authorities In Support Of Plaintiff's Motion To Stay Action Pending Resolution Of Plaintiff's Request To Patent And Trademark Office For Reexamination Of Patent-In-Suit, filed August 22, 2005	
553.	Declaration Of Brian W. Kasell In Support Of Plaintiff's Motion To Stay Action Pending Resolution Of Plaintiff's Request To Patent And Trademark Office For Reexamination Of Patent-In-Suit, filed August 22, 2005	
554.	Stipulation Regarding Briefing Schedule For Plaintiff's Motion To Stay Action Pending Resolution Of Plaintiff's Request To Patent And Trademark Office For Reexamination Of Patent-In-Suit [Proposed] Order Thereon, filed August 22, 2005	
555.	Notice Of Service Of Subpoena Duces Tecum On Diasorin Inc., filed August 24, 2005	
556.	Notice Of Service Of Subpoena Duces Tecum On Todd Jensen, filed August 24, 2005	
557.	Notice Of Service Of Subpoena Duces Tecum On Jon Spring, filed August 24, 2005	
558.	Plaintiff's Response To Defendants' Fifth Request For Admissions Pursuant To Fed. R. Civ. P. 36 (Nos. 38-47), filed August 25, 2005	
559.	Defendants/Counterclaimants' Response To Scantibodies' Third Set Of Interrogatories (Nos. 20-24), filed August 31, 2005	
560.	Defendants/Counterclaimants' Response To Scantibodies' Fourth Request For Production Of Documents (Nos. 71-88), filed August 31, 2005	

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561.	Defendant/Counterclaimants' Response To Scantibodies' Second Request For Admissions (Nos. 111-276), filed August 31, 2005	
562.	Defendant's Opposition To Motion To Stay Action Pending Resolution Of Re-examination Of Patent-In-Suit, filed September 2, 2005	
563.	Declaration Of Matthew Newboles In Support Of Defendant's Opposition For Motion To Stay, filed September 2, 2005	
564.	Declaration Of Richard Zahradnik In Support Of Defendants' Opposition For Motion To Stay, filed September 2, 2005	
565.	Plaintiff's Evidentiary Objections To And Request To Strike The Declarations Of Matthew Newboles And Richard Zahradnik And A Portion Of Defendants' Opposition Memorandum In Support Of Defendants' Opposition To Plaintiff's Motion For Stay, filed September 12, 2005	
566.	Declaration Of David Cantor In Support Of Plaintiff's Reply To Defendants' Opposition To Plaintiff's Motion To Stay, filed September 12, 2005	
567.	Supplemental Declaration Of Richard Zahradnik In Support Of Defendants' Opposition For Motion To Stay, filed September 15, 2005	
568.	Request For Judicial Notice Of Recently Discovered Ruling, Re: Motion For Stay, filed September 15, 2005	
569.	Plaintiff's Evidentiary Objections To And Request To Strike The Supplemental Declaration Of Richard Zahradnik In Support Of Defendants' Opposition To Plaintiff's Motion For Stay, filed September 19, 2005	
570.	Order Granting Plaintiff's Motion To Stay Proceedings, filed September 20, 2005	
571.	Notice Of Patent And Trademark Office's Grant Of Plaintiff's Request For Reexamination, filed September 22, 2005	
572.	Bate Stamped Documents Index	
573.	BioActive Intact PTH Assays, bate stamped IMU-2839-2840	
574.	Human BioActive Intact PTH ELISA Kit, bate stamped IMU-2841-2844	
575.	Human BioActive PTH 1-84 ELISA Kit, bate stamped IMU-2845-2846	
576.	PTH (1-84) Specific Label, bate stamped SC 010159	
577.	Human BioActive PTH 1-84 ELISA Kit Label, bate stamped SC 010163	
578.	Whole PTH (1-84) Specific Label, bate stamped SC 010168	
579.	NKF 2004 PTH Abstracts, bate stamped SC 01483-01496	
580.	The Rise In Adynamic Bone Disease In ERSD Patients and the Changing Spectrum of Renal Osteodystrophy, bate stamped SC 001268-001276	
581.	Judgment for the Invalidity of Japanese Patent No. 3457004, cover letter dated December 7, 2005	
582.	Petition For Writ Of Mandamus, filed November 23, 2005	
583.	Nichols Institute Diagnostics, Inc.'s Proposed Single Paragraph Informing Jury Of Posture Of The Case, filed November 29, 2005	
584.	[Proposed] Jury Instructions Of Plaintiff Nichols Institute Diagnostics, Inc., filed November 29, 2005	
585.	Scantibodies' Proposed Jury Instructions For December 5, 2005 Damages And Willfulness Trial, filed November 29, 2005	
586.	Declaration of April M. Alex In Support Of Plaintiff's Statement Of Position On Scantibodies' Claims Of Privilege, As The Result Of The Court's Statements About Knorr-Bremse At The Hearing Of November 7, 2005, filed November 30, 2005	
587.	Nichols' Response To Scantibodies' Emergency Motion To Stay Injunction Pending Appeal, filed December 1, 2005	

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588.	Appendix To Nichols' Response To Scantibodies' Emergency Motion To Stay Injunction Pending Appeal, filed December 1, 2005	
589.	Nichols' Seventh Amended Exhibit List To Memorandum Of Fact And Law, filed December 4, 2005	
590.	Nichols' Eighth Amended Exhibit List To Memorandum Of Fact And Law, filed December 4, 2005	
591.	Scantibodies' Reply In Support Of Its Emergency Motion To Stay Injunction Pending Appeal, filed December 5, 2005	
592.	Scantibodies Clinical Laboratory, Inc. And Scantibodies Laboratory, Inc.'s Witness List & Sixth Supplemental Exhibit List For Damages/Willfulness Trial, filed December 5, 2005	
593.	Nichols' Ninth Amended Exhibit List To Memorandum Of Fact And Law, filed December 6, 2005	
594.	Plaintiff Nichols Institute Diagnostics, Inc.'s First Proposed Supplemental Jury Instructions To The Court's Instructions For The Damages Phase Of The Trial, filed December 13, 2005	
595.	Order Granting Nichols' Motion For Entry Of Permanent Injunction And Staying Injunction Pending Appeal, filed November 16, 2005	
596.	Transcript Of Trial Before The Honorable Rudi M. Brewster, Volume VIII December 16, 2005	
597.	D'AMOUR et al., J. Clinical Endocrinology & Metabolism (2006) 91(1):283-289	
598.	Deposition of Knut Adermann, taken on June 26, 2003	
599.	Deposition of James T. Carmichael, taken on June 26, 2003	
600.	Deposition of Roger T. Frost, taken on June 25, 2003	
601.	Deposition of Allen Garrett, taken on November 6, 2002	
602.	Deposition of Allen Garrett (30(b)(6)), taken on September 19, 2003	
603.	Deposition of Frank Hall, M.D., taken on September 9, 2003	
604.	Deposition of Michael R. Hamrell, taken on January 26, 2005	
605.	Deposition of Michael Harder, taken June 27, 2003	
606.	Deposition of Dieter Hock, Ph.D., taken on November 18, 2002	
607.	Deposition of Hartmut Malluche, M.D., taken on September 26, 2003	
608.	Deposition of Vivian Shen, taken on June 25, 2003	
609.	Deposition of Ellen Vitetta, taken on January 20, 2005	
610.	Deposition of Thomas Wiseman, taken on January 25, 2005	
611.	Scantibodies' Motion to Dismiss Nichols' Cross-Appeal, filed January 10, 2006	
612.	Appellant's Appendix to Scantibodies' Motion to Dismiss Nichols' Cross-Appeal, filed January 10, 2006	
613.	Final Judgment and Stay of Enforcement, filed January 19, 2006	
614.	Declaration of Katherine L. Parker in Support of Scantibodies' Supplemental Brief in Support of Emergency Motion to Stay Injunction Pending Appeal, filed January 19, 2006	
615.	Nichols' Response to Scantibodies' Motion to Dismiss Nichols' Cross-Appeal, filed January 23, 2006	
616.	Plaintiff-Cross Appellant's Appendix to Nichols' Response to Scantibodies' Motion to Dismiss Nichols' Cross-Appeal, filed January 23, 2006	
617.	Scantibodies' Reply in Support of Motion to Dismiss Nichols' Cross-Appeal, filed January 25, 2006	
618.	Declaration of John E. Peterson in Support of Nichols Institute Diagnostics, Inc.'s Motion For Judgment as a Matter of Law on Damages, filed January 27, 2006	
619.	Notice of Motion and Motion for Nichols Institute Diagnostics, Inc.'s Motion For Judgment as a Matter of Law on Damages, filed January 27, 2006	

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620.	Memorandum of Points and Authorities in Support of Nichols Institute Diagnostics, Inc.'s Motion For Judgment as a Matter of Law on Damages, filed January 27, 2006	
621.	Nichols Institute Diagnostics, Inc.'s Notice of Motion and Motion for Judgment as a Matter of Law Re: Willfulness and in the Alternative for a New Trial, filed January 27, 2006	
622.	Nichols Institute Diagnostics, Inc.'s Motion for Judgment as a Matter of Law Re: Willfulness and in the Alternative for a New Trial, filed January 27, 2006	
623.	Declaration of April M. Alex in Support of Nichols Institute Diagnostics, Inc.'s Motion for Judgment as a Matter of Law Re: Willfulness and in the Alternative for a New Trial, filed January 27, 2006	
624.	Nichols Institute Diagnostics, Inc.'s Notice of Motion and Motion for Enhancement of Damages, filed January 27, 2006	
625.	Nichols Institute Diagnostics, Inc.'s Memorandum of Points and Authorities in Support of Motion for Enhancement of Damages, filed January 27, 2006	
626.	Declaration of April M. Alex in Support of Motion for Enhancement of Damages, filed January 27, 2006	
627.	Appellants Scantibodies' Opening Brief, filed January 30, 2006	
628.	Order Granting Stay Pending Appeal and Dismissing Nichols' Cross-Appeal, filed February 1, 2006	
629.	Declaration of April M. Alex in Support of Nichols Institute Diagnostics, Inc.'s Application for Award of Attorney's Fees and Expenses, filed February 2, 2006	
630.	Notice of Motion and Motion in Support of Nichols Institute Diagnostics, Inc.'s Memorandum of Points and Authorities in Support of Application for Award of Attorneys' Fees and Expenses, filed February 2, 2006	
631.	Nichols Institute Diagnostics, Inc.'s Memorandum of Points and Authorities in Support of Application for Award of Attorneys' Fees, filed February 2, 2006	
632.	Declaration of April M. Alex in Support of Nichols Institute Diagnostics, Inc.'s Memorandum in Support of Application to Tax Costs, filed February 2, 2006	
633.	Scantibodies' Memorandum of Points and Authorities in Support of Opposition to Nichols' Motion for Prejudgment Interest, filed February 17, 2006	
634.	Consolidated Declaration of Katherine L. Parker in Support of Scantibodies' Oppositions to Nichols' Motions Re 1) Willfulness; 2)Enhanced Damages; and 3) Attorneys' Fees, filed February 17, 2006	
635.	Scantibodies' Memorandum of Points and Authorities in Support of Opposition to Nichols' Motion for Judgment as a Matter of Law Re: Willfulness and in the Alternative for a New Trial, filed February 17, 2006	
636.	Scantibodies' Memorandum of Points and Authorities in Support of Opposition to Nichols' Motion for Application for Award of Attorneys' Fees and Expenses, filed February 17, 2006	
637.	Nichols Institute Diagnostics, Inc.'s Reply in Support of its Application for Award of Attorneys' Fees and Expenses, filed February 27, 2006	
638.	Nichols Institute Diagnostics, Inc.'s Reply Memorandum of Points and Authorities in Support of Motion for Enhancement of Damages, filed February 27, 2006	
639.	Nichols Institute Diagnostics, Inc.'s Reply Motion for Prejudgment Interest, filed February 27, 2006	
640.	Nichols Institute Diagnostics, Inc.'s Reply Motion for Judgment as a Matter of Law RE: Willfulness and in the Alternative for a New Trial, filed February 27, 2006	
641.	Office Action for 09/344,639 mailed on September 20, 2000	
642.	Petition for Extension of time of Two Months and Amendment for 09/344,639, dated February	

Examiner Signature		Date Considered	
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Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/760,091
				Filing Date	January 16, 2004
				First Named Inventor	Thomas L. CANTOR
				Art Unit	1641
				Examiner Name	C. Cheu
Sheet	25	of	27	Attorney Docket Number	532212000624

		7, 2001	
	643.	Declaration of Dr. Ping Gao dated February 7, 2001	
	644.	Supplemental Amendment for 09/344,639 dated July 11, 2001	
	645.	Supplemental Amendment Under 37 CFR 1.111 for 09/344,639 dated May 20, 2002	
	646.	Second Supplemental Amendment for 09/344,639 dated March 18, 2003	
	647.	Third Supplemental Amendment for 09/344,639 dated March 28, 2003	
	648.	Notice of Allowability for 09/344,639 mailed on April 7, 2003	
	649.	Interview Summary for 09/344,639 dated March 11, 2003	
	650.	Amendment Under 37 CFR 1.312 for 09/344,639, dated July 8, 2003	
	651.	Comments on Statements of Reasons for Allowance for 09/344,639, dated July 8, 2003	
	652.	Office Communication for 09/344,639 mailed on December 29, 2003	
	653.	Application and Preliminary Amendment for 10/641,780 filed August 15, 2003	
	654.	Second Preliminary Amendment for 10/641,780 filed January 3, 2006	
	655.	Petition to Make Special for 10/617,489 filed December 30, 2003	
	656.	Statement of Substance of Interview for 10/617,489 filed November 12, 2004	
	657.	Office Action for 10/617,489 mailed on January 24, 2005 for 10/617,486	
	658.	Amendment in Response to Non-Final Office Action for 10/617,489 filed March 28, 2005	
	659.	Supplemental Amendment for 10/617,489 mailed on October 28, 2005	
	660.	Office Action for 10/617,489 mailed on December 5, 2005	
	661.	Amendment in Response to Non-Final Office Action for 10/617,489 filed on March 6, 2006	
	662.	Application and Preliminary Amendment for 10/760,091 filed January 16, 2004	
	663.	Application and Preliminary Amendment for 10/945,608 filed on September 20, 2004	
	664.	International Preliminary Examination Report for PCT/US00/00855, mailed on February 16, 2001 (WO 00/42437)	
	665.	Written Opinion for PCT/US04/21896 mailed on March 7, 2005 (WO 05/01843)	
	666.	PCT Demand and Response to the Written Opinion for PCT/US04/21896, mailed on June 6, 2005 (WO 05/01843)	
	667.	International Preliminary Report on Patentability for PCT/US04/21896, mailed on September 20, 2005 (WO 05/01843)	
	668.	Miscellaneous Communication for Reexam Control No. 90/007,412, filed March 1, 2006	
	669.	Supplemental Amendment to Reexam Control No. 90/007,412, filed March 7, 2006	
	670.	Miscellaneous Communication for Reexam Control No. 90/007,412, filed March 9, 2006	
	671.	Receipt stamp from the National Diet Library of Japan showing that the September 1994 issue of the European Journal of Pharmaceutical Sciences was received by the library on September 26, 1995	
	672.	Note from the Bibliotheque Interuniversitaire de Pharmacie in Paris indicating that the library received the September 1994 issue of the European Journal of Pharmaceutical Sciences on September 27, 1994	
	673.	The copied register received from the Bibliotheque Universitaire Lyon, France indicating that the library received the September 1994 issue of the European Journal of Pharmaceutical Sciences on September 21, 1994	
	674.	Appellee Nichols' Brief, filed March 27, 2006	
	675.	Appellants Scantibodies' Reply Brief, filed April 21, 2006	
	676.	Response to Notice of Defective Paper in Ex Parte Reexamination, mailed on March 14, 2006, in the Reexamination of U.S. Patent No. 6,030,790, Control No. 90/007,412	
	677.	EX Parte Reexamination Interview Summary dated April 20, 2006, in the Reexamination of U.S. Patent No. 6,030,790, Control No. 90/007,412	

Examiner Signature	Date Considered
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				First Named Inventor	Thomas L. CANTOR
				Art Unit	1641
				Examiner Name	C. Cheu
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678.	Statement of Substance of Interview Under 37 C.F.R. § 1.560(b), dated May 8, 2006, in the Reexamination of U.S. Patent No. 6,030,790, Control No. 90/007,412	
679.	Final Office Action mailed on May 11, 2006, in the Reexamination of U.S. Patent No. 6,030,790, Control No. 90/007,412	
680.	Court Docket from PACER for Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc., from the US District Court for the Southern District of California, docket accessed May 25, 2006	
681.	Court Docket from PACER for Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc., from the US Court of Appeals for the Federal Circuit, docket accessed May 25, 2006	
682.	Court Docket from PACER for Scantibodies Laboratory, Inc., v. Immutopics, Inc., from the US District Court for the Central District of California, docket accessed May 25, 2006	
683.	JENSEN et al., Clinical Chemistry (1996) 42(6):S172 Abstract 320 "Comparing Specificity For Intact Human Parathyroid Hormone Between INCSTAR PTHSP and Nichols Intact PTH Assays"	
684.	MAGERLEIN et al., Calcified Tissue International (1995) 56:471 Abstract 193	
685.	Amendment and Reply Under 37 C.F.R. § 1.116, filed July 10, 2006, from the Reexamination of U.S. Patent No. 6,030,790, Control No. 90/007,412	
686.	Court Docket from PACER for Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc., from the US District Court for the Southern District of California, docket accessed July 21, 2006 (for 2006 dates only)	
687.	Court Docket from PACER for Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc., from the US Court of Appeals for the Federal Circuit, Case No. 06-1087, docket accessed July 21, 2006	
688.	Court Docket from PACER for Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc., from the US Court of Appeals for the Federal Circuit, Case No. 06-1443, docket accessed July 21, 2006	
689.	Court Docket from PACER for Scantibodies Laboratory, Inc., v. Immutopics, Inc., from the US District Court for the Central District of California, docket accessed July 21, 2006	
690.	Ex Parte Reexamination Advisory Action, mailed August 3, 2006	
691.	Communication and Request For An Interview, filed August 8, 2006	
692.	Petition For An Extension of Time, filed August 8, 2006	
693.	Statement of Substance of Interview Under 37 CFR § 1.560(b), filed August 9, 2006	
694.	Miscellaneous Communication, filed August 11, 2006	
695.	Court Docket from PACER for Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc., from the US District Court for the Southern District of California, docket accessed August 17, 2006 (for 2006 dates only)	
696.	Court Docket from PACER for Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc., from the US Court of Appeals for the Federal Circuit, Case No. 06-1087, docket accessed August 17, 2006	
697.	Court Docket from PACER for Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc., from the US Court of Appeals for the Federal Circuit, Case No. 06-1443, docket accessed August 17, 2006	
698.	Court Docket from PACER for Scantibodies Laboratory, Inc., v. Immutopics, Inc., from the US District Court for the Central District of California, docket accessed August 17, 2006	
699.	D'AMOUR, Kidney International (2006) 70:S29-S33	
700.	D'AMOUR et al., Kidney International (2005) 68:998-1007	

Examiner Signature	Date Considered
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Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/760,091
				Filing Date	January 16, 2004
				First Named Inventor	Thomas L. CANTOR
				Art Unit	1641
				Examiner Name	C. Cheu
Sheet	27	of	27	Attorney Docket Number	532212000624

701.	GARDELLA et al., J. Biol. Chem. (1995) 270:6584-6588	
702.	HUAN et al., J. Am. Soc. Nephrol. (2006) 17:1923-1930	
703.	KUNII and VIEIRA, Braz. J. Med. Biol. Res. (2001) 34(12):1547-1550	
704.	Amendment and Reply Under 37 CFR 1.116 and Statement of Substance of Interview Under 37 CFR § 1.560(b), filed August 16, 2006	
705.	Ex Parte Reexamination Interview Summary, mailed August 16, 2006	
706.	Appellant Nichols Institute of Diagnostics, Inc.'s Opening Brief, US Court of Appeals for the Federal Circuit, Case No. 06-1443, filed August 22, 2006	
707.	Appellant Nichols Institute of Diagnostics, Inc.'s Corrected Opening Brief, US Court of Appeals for the Federal Circuit, Case No. 06-1443, filed August 30, 2006	
708.	Transcription of the August 9, 2006 Oral Argument, US Court of Appeals for the Federal Circuit, Case No. 06-1087	
709.	Petition For Extension of Time, Control No. 90/007,412, filed September 7, 2006	
710.	Statement of Substance of Interview, Control No. 90/007,412, filed September 11, 2006	
711.	Decision Granting Petition For Extension of Time, Control No. 90/007,412, mailed on September 12, 2006	
712.	Decision from the US Court of Appeals for the Federal Circuit, Case No. 06-1087, Nichols Institute Diagnostics, Inc., v. Scantibodies Clinical Laboratory, Inc., and Scantibodies Laboratory, Inc., Decided September 20, 2006	
713.	Decision Merging Reexamination Proceedings Control No. 90/007,685 and 90/007,732, mailed on February 16, 2006	
714.	Office Action in the Reexamination of US Patent No. 6,689,566, Control Numbers 90/007,685 and 90/007,732, mailed on April 20, 2006	
715.	HARLOW and LANE, Antibodies: A Laboratory Manual, Cold Spring Harbor (1988) page 612	
716.	Office Action in Ex Parte Reexamination of US Patent No. 6,689,566, Control No.'s 90/007,685 and 90/007,732, mailed on May 24, 2006	
717.	Ex Parte Reexamination Interview Summary, June 5, 2006	
718.	Ex Parte Reexamination Interview Summary, July 10, 2006	
719.	Amendment in Response to Non-Final Office Action (and Exhibits 1-12 and Replacement Sheet Figure 5), filed in the Ex Parte Reexamination of US Patent No. 6,689,566, Control No.'s 90/007,685 and 90/007,732, filed on July 24, 2006	
720.	Restriction Requirement for 10/641,780, mailed on June 12, 2006, and Response to Restriction Requirement, filed on July 11, 2006	
721.	Final Office Action for Control No. 90/007,685 and 90/007,732, mailed on September 21, 2006	

\*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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sd-301053



10-02-06

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)		Application Number	10/760,091
		Filing Date	January 16, 2004
		First Named Inventor	Thomas L. CANTOR
		Art Unit	1641
		Examiner Name	C. Cheu
Total Number of Pages in This Submission	43	Attorney Docket Number	532212000624

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement (15 pages) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO/SB/08a/b Form (27 pages) References (2) Return Receipt Postcard
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	MORRISON & FOERSTER LLP		
Signature			
Printed name	Peng Chen		
Date	September 29, 2006	Reg. No.	43,543

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 915687877 US, on the date shown below in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Dated: September 29, 2006	Signature:  (Lenay Rogus)